

GAHC010141422025



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THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(CrI.)/712/2025

DHIRAJ BAISHYA
S/O. LT. MANIK BAISHYA, R/O. VILL.- SUALKUCHI MINI BAZAR, P/O. AND
P/S. SUALKUCHI, DIST. KAMRUP, ASSAM.ASSAM

VERSUS

THE STATE OF ASSAM AND ANR.
REPRESENTED BY THE PP, ASSAM

2:SIKHA KALITA BAISHYA
W/O. SRI RINKU KALITA
VILL.- GARAL BHATTAPARA
P/S. AZARA
P/O. AZARA
DIST. KAMRUP (M)
ASSA

Advocate for the Petitioner : MR D R SAIKIA, R KAKATI,PARTHA PRATIM SAIKIA

Advocate for the Respondent : PP, ASSAM, MS. M K BROWN, AMICUS CURIAE, R2

Linked Case : ST.Rev./0/0

DHIRAJ BAISHYA
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP
ASSAM

Advocate for : MS NOORI ASHMA BEGUM
Advocate for : appearing for THE STATE OF ASSAM

Linked Case : EC/0/0

DHIRAJ BAISHYA
ASSAM

VERSUS

THE STATE OF ASSAM
REPRESENTED BY THE PP
ASSAM

Advocate for : MS NOORI ASHMA BEGUM
Advocate for : appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE SANJEEV KUMAR SHARMA

ORDER

Date : 15.09.2025

Heard Mr. D.R. Saikia, learned counsel for the applicant and Ms. SH Bora, learned Addl. Public Prosecutor, Assam for the State respondent.

This I.A. has been preferred by the applicant paying for condoning the delay of 51 days in preferring the connected appeal. It is stated that there is nobody else to help the applicant, except his wife Smti Sunomoni Bhaishya, who is also under the treatment of a doctor for an accident and the doctor advised

her to take bed rest for 60 days with effect from 30.04.2025 onwards as such she could not contact with the lawyer within the period but somehow she contacted the lawyer on 15.06.2025 for filing criminal appeal before this court and the learned lawyer also took few days to prepare the case of criminal appeal for filing the same before this Court which caused a delay of 51 days, which may be condoned.

Having regard to the above, I find that the applicant has satisfactorily explained and has shown the sufficient grounds for condoning the delay of 51 days in preferring the connected appeal, which is accordingly condoned.

The I.A. stands allowed and disposed of.

Registry to register the connected appeal and list it for admission on 22.09.2025.

JUDGE

Comparing Assistant