

GAHC010146672025



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

Case No. : I.A.(CrI.)/746/2025

SMTI JANATA RAJKHOWA
DD/O LATE CHANDRA RAJKHOWA,
RESIDENT OF GANESHGURI, HEN GRABARI ROAD, HOUSING COLONY,
SARATHI PATH, HOUSE NO.29, P.S. DISPUR, GUWAHATI- 781006, IN THE
DISTRICT OF KAMRUP (METRO), ASSAM.

VERSUS

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

2:DHARMA KANTA GOGOI
SONOF LATE BOLI KANTA GOGOI
R/O BOGIDOI BHORALI GAON
P.O. BOGIDOI
P.S. AND DIST. SIVASAGAR
ASSAM

Advocate for the Petitioner : MS. D SINHA,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY

ORDER

Date : 08.08.2025

Heard Ms. D. Sinha, learned counsel for the applicant and Mr. R.R. Kaushik, learned Additional Public Prosecutor for the opposite party no. 1, State

of Assam.

2. The instant application under Section 5 of the Limitation Act, 1963 is preferred seeking condonation of delay of 119 days, which period of delay is stated to have occurred in preferring the accompanying criminal revision petition against a Judgment dated 25.11.2024 passed by the Court of learned Sessions Judge, Sivasagar in Criminal Appeal no. 26[3] of 2023.

3. Issue notice, returnable on 05.09.2025.

4. As Mr. Kaushik, learned Additional Public Prosecutor has appeared and accepted notice on behalf of the opposite party no. 1, issuance of formal notice to the opposite party no. 1 is dispensed with. However, an extra copy of the application along with annexures is to be furnished to Mr. Kaushik within 3 [three] working days from today.

5. The applicant shall take steps for service of notice upon the opposite party no. 2 by registered post with A/D as well as by usual process within 3 [three] working days from today. In addition, as sought for, the applicant is also permitted to take steps for service of notice upon the opposite party no. 2 by way of dasti, which is to be routed through the Registry of this Court. After service of notice upon the opposite party no. 2 by way of dasti, the applicant shall also file a compliance affidavit to that effect on or before the returnable date.

JUDGE

Comparing Assistant