

GAHC010230572025



2026:GAU-AS:3875

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

Case No. : I.A.(Crl.)/1354/2025

SRI WONDERFUL DHAR AND ANR
S/O LT EDWARD SUCHIANG ,R/O LAILYNGDOH ,PS AMLARAN , DIST
WEST JAYANTI HILLS, MEGHALAYA

2: SRI ROBINUS SAIOO
S/O LT EDWARD SUCHIANG
R/O LAILYNGDOH
PS AMLARAN
DIST WEST JAYANTI HILLS
MEGHALAYA
PIN- 79315

VERSUS

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

2:SRI SARAT CHANDRA NATH
ASSISTANT SUB INSPECTOR OF POLICE

SON OF LATE BABUL NATH
ADDRESS- NELLIE OUT POST
NH 37
MORIGAON ASSAM
PIN - 78241

Advocate for the Petitioner : MR. T DEURI, MR. S. K. CHAKMA,MR A.K. HAJONG,MR I
CHAKMA,MS. D GHOSH

Advocate for the Respondent : PP, ASSAM,

Linked Case : Crl.M.Appl./0/0

SRI WONDERFUL DHAR
SO LT EDWARD SUCHIANG
RO LAILYNGDOH
PS AMLARAN
DIST WEST JAYANTI HILLS
MEGHALAYA

2: SHRI ROBINUS SAIOO
SO LT SILBARIUS DHAR
RO LAILYNGDOH
PS AMLARAN
DIST WEST JAYANTI HILLS
MEGHALAYA
VERSUS

THE STATE OF ASSAM
PP ASSAM

2:SRI SARAT CH NATH
SO BABUL NATH
RO NELLIE OUT POST
NH 37
MORIGAON ASSAM

Advocate for : MR SUNIL KUMAR CHAKMA
Advocate for : appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 17-03-2026

Heard Mr. U. Bharadwaj, and Mr. T. Deuri, learned counsels for the applicants. Also heard Mr. K. Baishya, learned Additional PP for the State.

This interlocutory proceeding has arisen out of an application under

Section 5 of the Limitation Act, 1963 seeking condonation of delay of 511 days in filing a criminal revision against the order dated 03.02.2024 passed by the learned Special Judge, Morigaon. By the said impugned order, the learned Special Judge was pleased to amalgamate Jagiroad PS case no. 451/2021 and Jagiroad PS case no. 453/2021, corresponding to Special Sessions case nos. 13/2022 and Special Sessions case no. 14/2022 respectively. Pursuant to such amalgamation, the learned Trial Court was pleased to frame charges under section 120(B)/489(A)/ 489(B)/489(C)/489(D) IPC.

The grounds for the delay have been narrated at paragraph 4 of the application. It is stated that the delay occurred due to lack of persons in the family of the petitioners who could come to Guwahati to meet the counsel and prepare the case. It is also submitted that the revision had to be prepared to challenge the amalgamation as well as the framing of charges. They submitted that the petitioners are residents of West Jaintia Hills district in the State of Meghalaya.

The prosecution fairly submits that it has no objection to the delay condonation.

Considering the grounds of delay condonation adduced; that the petitioner is aggrieved by framing of charges and no objection of the prosecution, I deem it proper to condone the delay.

Accordingly, the delay of 511 days in preferring the revision petition, is hereby condoned.

IA stands disposed of.

The revision may be registered and put up for admission.

JUDGE

Comparing Assistant