

GAHC010287622025



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

Case No. : I.A.(Crl.)/27/2026

MAHIBUL ISLAM
S/O KASHEM ALI, VILL- BHALUKI SALMARA, P.S.- BARPETA ROAD, DIST-
BARPETA, ASSAM

VERSUS

THE STATE OF ASSAM AND ANR
REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM

2:SUKDEV SARKAR
S/O LT. SENIRAM SARKAR
VILL- KAWAIMARI
7 NO. BLOCK
P.O.- KARAGARI
P.S.- SARTHEBARI
DIST- BARPETA
ASSA

Advocate for the Petitioner : MR. R ALI, N PERVIN,MR. MUSTAFA HUSSAIN,MR H A
AHMED

Advocate for the Respondent : PP, ASSAM,

Linked Case : EC/0/0

MAHIBUL ISLAM
ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP
ASSAM

Advocate for : Hannan Ali Ahmed
Advocate for : appearing for THE STATE OF ASSAM

Linked Case : ST.Rev./0/0

MAHIBUL ISLAM
ASSAM

VERSUS

THE STATE OF ASSAM
REP BY THE PP
ASSAM

Advocate for : Hannan Ali Ahmed
Advocate for : appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE MANISH CHOUDHURY
HONOURABLE MRS. JUSTICE SUSMITA PHUKAN KHAUND

ORDER

21.01.2026

[*Manish Choudhury, J*]

Heard Ms. N. Pervin, learned counsel for the appellant/applicant and Ms. B. Bhuyan, learned Senior Counsel and learned Additional Public Prosecutor for the opposite party-respondent No. 1, State of Assam.

This instant application under Section 5 of the Limitation Act, 1963 is preferred seeking condonation of delay of 625 days in filing the accompanying criminal appeal.

Issue notice, returnable on 02.03.2026.

As Ms. Begum, learned counsel has appeared and accepted notice on behalf of the respondent no. 1, issuance of formal notice to the said respondent is dispensed with.

The petitioner shall take steps for service of notice upon the respondent no. 2 by speed post within 3 [three] working days from today.

List this case on 02.03.2026.

JUDGE

JUDGE

Comparing Assistant