

GAHC010288102025



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

Case No. : I.A.(Crl.)/23/2026

PRAKASHIT TOPNO
SON OF SRI ARUN TOPNO, RESIDENT OF VILL. RANGOLI, P.S. MORANHAT,
DISTRICT- CHARAIDEO, ASSAM

VERSUS

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

2:BITUL SANGMA
SON OF LATE SAMU SANGMA
RESIDENT OF VILL.- PACHIM BASTI
P.S.- BOKOTA NEMUGURI
DISTRICT- SIVSAGAR
ASSA

Advocate for the Petitioner : MR. D K BAIDYA, P MAZUMDAR,A HALIM

Advocate for the Respondent : PP, ASSAM,

Linked Case : ST.Rev./0/0

SRI PRAKASHIT TOPNO
SON OF SRI ARUN TOPNO
RESIDENT OF VILL. RANGOLI
P.S. MORANHAT
DISTRICT- CHARAIDEO
ASSAM.

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE LEARNED PUBLIC PROSECUTOR
ASSAM.

2:SRI BITUL SANGMA

SON OF LATE SAMU SANGMA
RESIDENT OF VILL. PACHIM BASTI
P.S. BOKOTA NEMUGURI
DISTRICT- SIVSAGAR
ASSAM

Advocate for : MR DEBANGA KUMAR BAIDYA
Advocate for : appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PARTHIVJYOTI SAIKIA

ORDER

Date : 20.01.2026

Heard Mr. D K Baidya, the learned counsel appearing for the applicant. Also heard Mr. R J Baruah, the learned Addl. Public Prosecutor appearing for the State of Assam.

2. This application has been filed under Section 5 of the Limitation Act, 1963 praying for condonation of delay of 52 days in preferring the appeal.
 3. I have found that the delay has been satisfactorily explained.
 4. Going for issuance of notice to the private respondent would be nothing but sheer waste of time.
 5. Therefore, the delay stands condoned.
 6. The connected appeal shall be registered and listed for admission hearing.
- This IA stands disposed of accordingly.

JUDGE

Comparing Assistant