

GAHC030007862025



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

Case No. : I.A.(CrI.)/51/2025

Union of India
R/b Narcotics Control Bureau
Through the Sub-Inspector/ Investigating Officer
Agartala Zonal Unit, Agartala

VERSUS

Mrs. Elizabeth Zomuanpuii
D/o Jacob Awnkhangina
P/A Champhai Vengthar
Champhai, Mizoram

Advocate for the Petitioner : Mr C Zoramchhana (Special PP)

Advocate for the Respondent :

B E F O R E
HON'BLE MR. JUSTICE PRANJAL DAS
ORDER

25.02.2026

Heard Mr. C Zoramchhana, learned Special Public Prosecutor, appearing for the applicant.

2. The applicant/petitioner is seeking to file a criminal revision aggrieved by order dated 25.06.2025, passed by the learned Special Judge, NDPS, Aizawl in

Crl. Misc. Appln. 47/2025, whereby a vehicle (Mahindra Thar) bearing Registration No. MZ-04/A-7740, which was seized in connection with NCB Case No. 5/2024, was given in interim custody to the respondent, and it is the case of the petitioner that there was a freezing order in place regarding the said vehicle and therefore, they are aggrieved by the order granting interim custody. However, it is stated that there is a delay of 56 days in preferring the revision and hence, the application under Section 5 of the Limitation Act, 1963, has been filed giving rise to the present Interlocutory Application.

3. Notice was issued upon the respondent and after perusing the postal track consignment report, this Court vide order dated 06.02.2026 accepted the same and held that notice has been served upon the sole respondent. However, none has appeared on behalf of the respondent.

4. As mentioned earlier, the quantum of delay is 56 days, and in terms of the Limitation Act, the period for filing a revision is 90 days. The explanation for the delay of 56 days has been narrated in para 2. To summarize the grounds, it is stated and contended by the applicant in support of the prayer for delay condonation that after receiving a copy of the order, the same was sent to SP, NCB, Agartala, which was put up before the Assistant Director and thereafter, the file was sent to the Joint Director, NCB. Subsequently, the certified copy of

the order was obtained by the learned Special Public Prosecutor, upon instructions of the I.O., and thereafter, the certified copy was handed over to the NCB counsel at the Aizawl Bench of the High Court on 22.10.2025. Thereafter, the revision was drafted, vetted by the concerned higher authority and filed. However, in the process, there was a delay of 56 days.

5. Upon considering the grounds and the quantum of delay, I deem it fit to allow the prayer for condonation. Accordingly, the delay of 56 days in preferring the criminal revision is hereby condoned.

6. I.A. stands allowed and disposed of.

JUDGE

Comparing Assistant