

GAHC040002512026



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

Case No. : IA(Crl)/11/2026

Md Harez Ali
Son of Md Murdas Ali, resident of Village Aminpara, PO and PS Rowta, Udalguri
District, Assam.

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Mukbang Pertin,

Advocate for the Respondent : P P of AP,

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG

ORDER

Date : 23.02.2026

Heard Mr. Mukbang Pertin, learned counsel for the applicant. Also heard Mr. G. Tado, learned Additional Public Prosecutor for the State respondent.

2. This is an application filed under Section 5 of the Limitation Act, seeking condonation of delay of 460 days in preferring the connected appeal against the impugned judgment and sentence order dated 07.08.2024 passed by the learned Special Judge (NDPS), for the Districts of West Kameng, East Kameng

and Tawang, Arunachal Pradesh in NDPS Case No. 21/2023.

3. The grounds for the delay in preferring the appeal has been explained in paragraph Nos. 5, 6 and 7 of the condonation application.

4. On consideration of the explanation stated in the aforesaid paragraphs, this Court is satisfied that the accused was prevented by sufficient cause from preferring the connected appeal within the stipulated time.

5. Mr. G. Tado, learned Additional Public Prosecutor, submits that he has no objection if the delay is condoned.

6. In view of the above, the delay of 460 days in preferring the connected appeal is hereby condoned.

7. With the above observation, the I.A. stands allowed and is disposed of.

8. List the connected appeal for admission on 05.03.2026.

JUDGE

Comparing Assistant