

GAHC040014862023



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

Case No. : CRL.A(J)/38/2023

Biswajit Narzary
S/o Lt. Sanjit Narzary, R/o Lamabari Village, PO/PS Mazbat, District Udalguri,
Assam

VERSUS

THE STATE OF AP
Through the Public Prosecutor

Advocate for the Petitioner : Legal Aid Counsel

Advocate for the Respondent : P P of AP

BEFORE
HONBLE MRS. JUSTICE MITALI THAKURIA
ORDER

07.11.2023

Heard Mr. L. Hage, learned Additional Public Prosecutor representing the State respondent.

This is a jail appeal filed through the legal aid counsel against the Judgments & Orders dated 09.01.2023 and 13.01.2023 passed by the learned Special Judge NDPS Bomdila, East Kameng District, Arunachal Pradesh in

connection with Kalaktang P.S. Case No.15/18 under Section 20(b)(ii)(C) NDPS Act against the convict and sentenced him to undergo rigorous imprisonment for 10(ten) years and a fine of Rs. 1,00,000/-(Rupees One lakh) only and in default of payment of the fines, the convict shall undergo SI for 3(three) months in addition to the aforesaid sentence.

From the office note, it reveals that case is filed with a delay of 205 days, however, considering the fact that the appeal has been preferred from jail through the legal aid counsel, I find it proper to condoned the delay of 205 days in filing the present appeal.

Appeal is admitted.

Issue notice to the respondent, returnable by 4(four) weeks.

Since Ms. L. Hage, learned Additional Public Prosecutor, has entered appearance and accepted notice on behalf of the State respondent, no formal notice is required to be issued to the said respondent. However, she shall be provided with requisite extra-copy of the petition, if not already served, during the course of the day.

Registry is hereby asked to appoint one legal aid counsel.

List the matter after **4(four) weeks**.

JUDGE

Comparing Assistant