

PREM CHAND SHARMA
Versus
STATE OF HP AND OTHERS

Cr.MP(M) No.18 of 2026

04.05.2026 Present Mr. Pavan Kumar, Advocate, for the applicant/
appellant.

Mr. Rajan Kahol & Mr. Vishal Panwar, Additional
Advocate Generals with Mr. Ravi Chauhan & Mr.
Anish Banshtu, Deputy Advocates General, for
respondent No.1/State.

Mr. H.S. Upadhyay, Advocate, for respondent Nos.
2, 3 and 4.

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By way of instant application, prayer has been made
on behalf of the applicant/petitioner for condonation of delay in
filing the accompanying appeal, which is barred by limitation.

Pursuant to order dated 06.01.2026, Mr. H.S.
Upadhyay, Advocate has filed memo of appearance on behalf
of respondent Nos. 2, 3 and 5. He states that he does not
intend to file any reply to the application and shall have no
objection in case prayer made in the application is allowed.

Having carefully perused the averments contained
in the application, which is duly supported by an affidavit, this
Court is convinced and satisfied that delay in maintaining the
accompanying appeal is neither intentional nor deliberate,
rather same has occurred on the account of the
circumstances, which were completely beyond the control of
the applicant/petitioner and as such, delay of 25 days in filing

the appeal, which in my considered view has been sufficiently explained, is condoned. The appeal be registered. The application stands disposed of.

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Admit.

Issue post admission notice. Mr. Rajan Kahol, learned Additional Advocate General and Mr. H.S. Upadhyay, Advocate, appear and waive service of post admission notice on behalf of respondent No.1 and respondents No.2, 3 and 5, respectively.

Separate post admission notice be issued to respondent No.4, returnable within a period of four weeks, on taking steps within one week. In the meanwhile, record of learned Court below be called for.

**(Sandeep Sharma)
Judge**

May 04, 2026
(shankar)