

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
		24.08.2024	<p>CRJA No.23 of 2023 <u>Hon'ble Vivek Bharti Sharma, J.</u></p> <p>Mr. Sandeep Adhikari, Advocate as legal aid counsel for the appellant/convict.</p> <p>2. Ms. Mamta Joshi, Brief Holder for the State.</p> <p>3. Learned legal aid counsel would submit that vide letter dated 28.02.2023 of Secretary, HCLSC, he was appointed as legal aid counsel in the case but he is not having knowledge whether this appeal is a delayed jail appeal or not notwithstanding the fact that the case file shows that there is a delay condonation application also at page 5 moved by the appellant/convict through jail.</p> <p>4. At this stage, it is told by the State counsel that only paper book i.e. the copy of the lower court record is provided by the Registry under the orders of the Court alongwith the jail appeal of the appellant/convict sent through jail authorities i.e. page no.4 in the present case.</p> <p>5. On perusal of the paper book provided to the respective counsel, this Court finds that the State counsel was given only page no.4 of the judicial file along with the record of the lower court and no other document. Same documents were also provided to the legal aid counsel.</p> <p>6. Registry (Judicial) is directed to conduct inquiry why the application for condonation of delay which is a handwritten application sent by the appellant/convict through jail (<i>page no.5</i>)</p>

was not provided to the legal aid counsel. Let report to this effect be filed within three weeks. Registry is directed to provide copy of page no.5, etc. to the respective counsel.

7. It is also pitiful that despite being appointed as legal aid counsel around one and a half year back, Mr. Sandeep Adhikari has not taken care to inspect the case file to apprise himself if there is any delay condonation application or bail application and is just relying upon the paper book of the trial court file provided by the Registry.

8. Secretary, HCLSC is directed to keep track of cases and status of the cases. Let a copy of this order be sent to the Secretary, HCLSC for needful.

9. **List on 03.10.2024.**

10. Meanwhile, State may file reply/objections to the bail application, if any.

11. Let a copy of this order be sent to the Secretary, HCLSC.

(Vivek Bharti Sharma, J.)

24.08.2024

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