

| SL. No | Date | Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures | COURT'S OR JUDGES'S ORDERS |
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| | | | <p>CRLA No. 279 of 2024 <u>Hon'ble Manoj Kumar Tiwari, J.</u> <u>Hon'ble Pankaj Purohit, J.</u></p> <p>(1) Mr. Shiv Pandey, learned counsel for the appellant.</p> <p>(2) Mr. R.K. Joshi, learned Brief Holder for the State of Uttarakhand.</p> <p>(3) This appeal is filed under Section 374 of Cr.P.C. against the judgment and order dated 21/22.02.2024 rendered by learned Special Judge (POCSO)/Additional District & Sessions Judge, Dehradun in Special Sessions Trial No. 143 of 2022, whereby appellant has been convicted under Sections 363 & 376 of I.P.C. and Section 5/6 of Protection of Children from Sexual Offences Act. He has been directed to undergo twenty years rigorous imprisonment under Section 6 of POCSO Act with fine of ₹10,000/- and, in default of payment of fine, he was sentenced to undergo further one month simple imprisonment; he has also been sentenced to undergo rigorous imprisonment for three years under Section 363 of I.P.C. with fine of ₹10,000/- and, in default of payment of fine, he was sentenced to undergo further one month simple imprisonment. It was directed that all the sentences shall run concurrently.</p> <p>(4) As per Office report, there is delay of 28 days in filing the appeal.</p> <p>(5) Learned State Counsel submits that he has no objection, if the delay condonation</p> |

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| | | <p>application is allowed.</p> <p>(6) For the reasons indicated in the delay condonation application, the delay in filing the appeal is hereby condoned.</p> <p>(7) Accordingly, delay condonation application (IA No. 2 of 2024) is allowed.</p> <p>(8) Admit the appeal.</p> <p>(9) Summon the trial court record.</p> <p>(9) Learned State Counsel prays for and is granted four weeks time to file objection to the bail application.</p> <p>(10) List this case on 10.09.2024.</p> <p>(11) In the meantime, learned State Counsel shall verify the birth certificate of the appellant, which is enclosed as Annexure – 1 to the bail application. State Counsel shall also enquire, as to whether appellant has received any formal education, and if yes, his date of birth recorded in the school record, including High School Certificate, if any.</p> <p>(Pankaj Purohit, J.) (Manoj Kumar Tiwari, J.) 20.06.2024</p> <p><i>Aswal</i></p> |
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