

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>CRLA No. 356 of 2023</p> <p><u>Hon'ble Ravindra Maithani, J.</u> <u>Hon'ble Siddhartha Sah, J.</u></p> <p>Mr. Rajat Mittal, Advocate for the appellants.</p> <p>Mr. V.S. Rawat, learned AGA for the State.</p> <p>Mr. Mohd. Alauddin, learned counsel for the private respondents.</p> <p>The appellants propose to challenge the judgment and order dated 07.06.2022 passed in Session Trial No.235 of 2019, State vs. Furkana and others, by the court of Additional Sessions Judge, Laksar, District Haridwar. By it, the private respondents have been acquitted of the charge under Sections 304, 452, 323, 504 and 506 IPC. It is delayed.</p> <p>A Delay Condonation Application No.1 of 2023 has been filed on which objection has already been filed.</p> <p>Learned counsel for the appellants would submit that earlier the complainant had filed the criminal appeal, but the Court was of the view that the appeal is not maintainable at the instance of the complainant. It is only the victim, who could file the appeal. It is argued that now the appellants are legal representatives of the deceased, who are represented by their uncle. He submits that in that process delay had occurred.</p> <p>Learned counsel for the private respondents submits that the appeal is</p>

much delayed and there is no specific ground to condone the delay.

Admittedly, earlier that complainant had filed the appeal bearing Criminal Appeal No.21 of 2023, which was dismissed by the Court on 07.06.2023, when the Court also observed that “this order, however, will not preclude a victim from filing an appeal against the impugned judgment.” Thereafter, the instant appeal has been filed.

Having considered, this Court is of the view that there good grounds to condone the delay. The delay in preferring the appeal is condoned. The Delay Condonation Application is allowed.

The respondent nos.2 to 5 are already represented.

Admit.

Let paper book be prepared and provided to the counsel for the parties as per Rules.

List on 01.04.2026 for final hearing.

(Siddhartha Sah, J.) (Ravindra Maithani, J.)

10.02.2026

Ravi