

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No. 2468/2001  
(From the judgement and order dated 28/03/2001 in CRLR 13/01  
of The HIGH COURT OF UTTARANCHAL)

MAM CHAND

Petitioner (s)

VERSUS

STATE OF UTTARANCHAL  
( With Appln(s). for exemption from surrendering and  
permission to place addl. documents on record and exemption from  
filing O.T. )

Respondent (s)

Date : 03/08/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.T. THOMAS  
HON'BLE MR. JUSTICE S.N. VARIAVA

For Petitioner (s) Mr. Ashwini Garg, Adv.  
Mr. Vijay Kumar, Adv.

For Respondent (s) Mrs. Alka Agrawal, Adv.  
For Mr. Ajay K.Agrawal, Adv.

UPON hearing counsel the Court made the following

O R D E R

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J.

.SP2

Leave granted.  
Appeal disposed of.

.SP1

Hemalatha (H.K. Bhatia)  
Court Master  
(signed order is placed on file)

.PA

.PL55

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL No.....OF 2001@@  
EE  
(Arising out of SLP(Cr)No.2468 of 2001)

MAM CHAND

.. APPELLANT

vs.

O R D E R@@  
EEEEEEEEEE

.SP2

Leave granted.

The order appealed against arose from an action by which one appellate court declined to condone the delay in filing the appeal against the conviction and sentence passed on this appellant. Against the order of the appellate court this appellant went to the High Court in revision, but the revision was dismissed by the impugned order. We also deprecate the delay of 225 days in filing the appeal with the Sessions Court. Nonetheless this is the first appeal against the conviction and sentence of imprisonment. We are told that other connected appeals against the same trial court judgment are also to be heard by the same Sessions Court. Hence, we take a lenient view in the matter. We, therefore, condone the delay in filing the appeal before the appellate court. The said appeal has now become regularised. We direct the sessions court concerned to dispose of that appeal filed by the appellant along with the connected appeals. We make it clear that if the connected

:2:

appeals have already been disposed of the appeal filed by the appellant can be disposed of independently. With these observations this appeal is disposed of.

.SP1

.....J.  
(K.T. Thomas)

New Delhi  
August 3, 2001

.....J.  
(S.N. Variava)