

SLP(Crl.)No. 6586 OF 2001

ITEM No.206

Court No. 7

SECTION II
A/N MATTER

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. 6586/2001

(From the judgement and order dated 23/05/2001 in CRLMA 68/2001 in
Criminal Revision No.21/2001 of The HIGH COURT OF GAUHATI AT
AGARTHALA)

STATE OF TRIPURA

Petitioner (s)

VERSUS

KUNJABATI SINGHA

Respondent (s)

(With Appln(s). for stay)
(For Final Disposal)

Date : 09/08/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE U.C. BANERJEE
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Petitioner (s) Mrs. Vimla Sinha, Adv.
Mr. Rahul Singh, Adv.
Mr. Gopal Singh, Adv.

For Respondent (s) Mr. Hiren Dasan, Adv.
Mr. Manoj Swarup, Adv.

UPON hearing counsel the Court made the following
O R D E R

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.SP2

Heard learned counsel for the parties for about
10 minutes.

Leave granted.

The appeal is allowed in terms of the signed
order.

.SP1

(K.K. Chawla)
Court Master

(Shelly Sengupta)
Court Master

[Signed order is placed on the file]

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IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. OF 2002@@

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(ARISING OUT OF SLP (CRIMINAL) NO.6586 OF 2001)

STATE OF TRIPURA

APPELLANT

VERSUS

KUNJABATI SINGHA

RESPONDENT

O R D E R@@
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.SP2

Leave granted.

Upon hearing the submissions made on behalf of the parties we do feel it expedient to record that the delay in the matter cannot be attributed to be inordinate in nature. As such, refusal to entertain the criminal revision petition by the High Court on the ground of delay may not strictly be in accordance with the principles of natural justice.

The appeal, therefore, succeeds and is allowed. The delay in filing the revision petition is condoned and the matter is remitted back to the High Court for being dealt with in accordance with law on merits.

.SP1

.....J.
(U.C. Banerjee)

.....J.
(B.N. Agrawal)

New Delhi,
August 09, 2002.