

GAHC010173112024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(CrI.)/862/2024

RAJPAL SINGH POONIA
S/O SINGA RAM
RESIDENT OF TAMBA KHERI, RAMSARA TAL CHURU, RAJASTHAN, 33107

VERSUS

THE STATE OF ASSAM,
REP BY THE PP, ASSAM

Advocate for the Petitioner : MS. K VERMA, MS. K VERMA

Advocate for the Respondent : PP, ASSAM,

Linked Case : CrI.Pet./102/2024

RAJPAL SINGH POONIA
S/O SINGA RAM
RESIDENT OF TAMBA KHERI
RAMSARA TAL CHURU
RAJASTHAN
33107

VERSUS

THE STATE OF ASSAM

REPRESENTED BY PP ASSAM

Advocate for : MR H TALUKDAR
Advocate for : PP
ASSAM appearing for THE STATE OF ASSAM

**BEFORE
HONOURABLE MRS. JUSTICE MALASRI NANDI**

ORDER

Date : 07.11.2024

Heard Ms. K. Verma, learned counsel for the petitioner. Heard Mr. D.P. Goswami, learned Additional Public Prosecutor for the State of Assam.

2. This is an application for restoration of Criminal Petition being Crl.Pet No. 102/2024 filed by the applicant, which has been dismissed for non-prosecution on 14.08.2024 by this Court.

3. It is submitted by the learned counsel for the petitioner that on 22.07.2024 and 14.08.2024 she remained absent when the matter was called for. Thereafter, this Court dismissed the petition on the ground of non-prosecution on 14.08.2024.

4. The learned counsel for the petitioner further submits that she was entrusted with proceedings of the aforesaid case but on two occasions she was not in a position to attend the Court due to her illness, but which is not intentional. And as such the learned counsel for the petitioner prays to restore the criminal petition being Crl.Pet No. 102/2024.

5. In support of her submission, the learned counsel for the petitioner has submitted her Medical Report which shows that she was suffering from frozen

shoulder during that period and she was taking treatment from doctor and doctor advised her to take bed rest.

6. The learned Addl. P.P has submitted that he has no objection if the Crl.Pet No. 102/2024 is restored to file.

7. Having heard the learned counsels for the parties and considering the submission of the learned counsel for the petitioner, the Crl.Pet No. 102/2024 is restored to file.

8. Accordingly, this Interlocutory Application stands disposed of.

JUDGE

Comparing Assistant