GAHC030004292026

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

Case No. : I.A.(Crl.)/35/2026

Sh. Nehminlen
S/o Lamhlun, S. Muolpung Tuiboung, Churachanpur District 2: Sh. Kamkholu

VERSUS

The State of Mizoram and Anr.
Aizawl

Advocate for the Petitioner : Mr. Monojit Biswas

Advocate for the Respondent : P.P./Addl.PP, Mizoram

Linked Case : Crl.A./18/2026

Sh. Nehminlen
S/o Lamhlun
S.Moulpung Tuiboung
Churachandpur District
Manipur

2: Sh. Kamkholun
S/o Helokhongam
Henglep
Churachanpur District
Manipur
VERSUS

The State of Mizoram and Anr.
Aizawl

Advocate for the Petitioner : Mr. Monojit Biswas
Advocate for the Respondent : P.P./Addl.PP
Mizoram

BEFORE
HONORABLE MRS. JUSTICE SHAMIMA JAHAN

ORDER

13.07.2026

Heard Mr. M. Biswas, learned counsel for the applicant. Also heard Mrs. Vanneihsiami, learned Addl. Public Prosecutor for the State who appears for both the respondent Nos. 1 and 2.

2. By this application, the applicant has prayed for condonation of delay of 277 days in preferring the connected criminal appeal. The grounds for the said delay is mentioned in paragraph Nos. 2 and 3 of the said Interlocutory Application.

3. It is stated by the applicant that the delay is neither willful nor deliberate but had caused due to circumstances beyond the control of the applicant. He states that the applicant is a permanent resident of the state of Manipur and the trial was conducted in the state of Mizoram and that owing to prevailing law and order situation and disturbances in various parts of Manipur, the applicant and his family members faced difficulties in communication, arranging finances,

obtaining necessary documents and coordinating with the counsel for filing the appeal against the judgment of the learned Special Judge, ND&PS, Aizawl Judicial District, Mizoram in Sessions Case No. 398/2023 by which the applicant was convicted under Sections 21(c) and 20(b)(ii) and (B) read with Section 29(1) of the ND&PS Act.

4. This Court finds the grounds for condoning the delay as reasonable and as such, deems it fit to condone the delay of 277 days in preferring the connected appeal.

5. The learned Addl. Public Prosecutor has also submitted that the grounds are reasonable and the said case may be heard on merit by this Court.

6. In view of the same, the I.A. for condoning the delay of 277 days is allowed.

7. The delay is condoned.

8. The Registry is directed to list the Criminal Appeal for admission on 21.07.2026.

JUDGE

Comparing Assistant