

discharge on the very ground that he now seeks to canvass. In paragraph 8 in this application the following averment is made :

“The Application does not suffer from laches and the delay in filing the Application deserves to be condoned in the interest of justice considering the various facts explained hereinabove. The Applicant has a good case on merits.

3. It is not understood on what basis the said averment has been made in this application since admittedly he has approached this Court after a period of 16 years and that having approached either sought discharge before the Magistrate Court or before the Sessions Court. In the circumstances there is no reason to entertain this application and I therefore pass following order :

- (i) Both the applications are rejected.
- (ii) No orders as to costs.

(A. K. MENON, J.)