Sr. No. 13

HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU

Crl LP (D) No. 25/2023
CrlM No. 721/2023

UT of J & K .....Applicant(s)/Petitioner(s)

Through :- Mr. Ravinder Gupta, AAG

v/s

Shair Ali .....Respondent(s)

Through :- None

CORAM: HON'BLE MR. JUSTICE SANJEEV KUMAR, JUDGE
HON'BLE MR. JUSTICE PUNEET GUPTA, JUDGE

ORDER
27.12.2024

CrlM 721/2023

1. This is an application filed by the appellant seeking condonation of 79 days delay in filing the acquittal appeal against the judgment dated 30.11.2022 passed in case titled **State (Now UT) of J & K Vs. Shair Ali.**

2. Notice in the application was issued on 03.05.2023. In response whereas Mr. A R Khan, learned counsel has caused appearance on 08.11.2024 and was granted four weeks' time to file objections. He has neither caused appearance nor has filed objections. It seems that he is not opposed to the delay so occurred in filing the appeal. Otherwise also, the cause shown by the appellant for filing the belated leave application is sufficient which warrants condonation of delay.

3. For the reasons stated in the application coupled with the submissions made at Bar and no objection from the other side, the

application is allowed and the delay of 79 days in filing the acquittal appeal is, accordingly, condoned.

4. **Application disposed of.**

Crl LP (D) 25/2023

1) For the reasons stated in the application, it is allowed and leave to file appeal against the judgment dated 30.11.2022 is granted to the applicant.

2) Registry to diarize the main appeal and list for consideration on **10.02.2025.**

(Puneet Gupta)
Judge

(Sanjeev Kumar)
Judge

JAMMU
27.12.2024
Manan

HIGH COURT
सत्यमेव जयते
OF JAMMU & KASHMIR AND LADAKH

Manan Mahajan
2024.12.30 17:25
I attest to the accuracy and
integrity of this document