Serial No. 07
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Crl.M.C. No. 176 of 2026

Date of Decision: 12.08.2026

Shri. Treilang Syiem,
Son of Shri. Krom Shadap,
(Convict presently serving sentence in
Correctional Home & Prisons, Nongpoh)
Resident of Diwon Umden Village,
Ri-Bhoi District, Nongpoh, Meghalaya.

…….. **Applicant**

-Vs-

State of Meghalaya through the
Commissioner & Secretary to the
Government of Meghalaya,
Department of Home (Police),
Civil Secretariat, Shillong.

…… **Respondent**

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Applicant(s) : Ms. N.M. Kharshemlang, LAC.

For the Respondent(s) : Mr. J. Thabah, GA.

i) Whether approved for reporting in Law journals etc.: Yes/No

ii) Whether approved for publication in press: Yes/No

Per W. Diengdoh, (J):

JUDGMENT AND ORDER (ORAL)

1. Heard Ms. N.M. Kharshemlang, learned Legal Aid Counsel for the applicant, who has submitted that the applicant has preferred an appeal before this Court against the impugned judgment and related order of sentence dated 18.03.2026 passed by the Court of the learned Special Judge (POCSO), Ri-Bhoi District, Nongpoh in Special (POCSO) Case No. 11 of 2015, whereby, he was convicted and sentenced to undergo rigorous imprisonment for a period of 20(twenty) years with fine of ₹ 30,000/- (Rupees thirty thousand) only, and in default thereof, to undergo simple imprisonment of 5(five) months for an offence punishable under Section 6 POCSO Act. The applicant is also sentenced to undergo rigorous imprisonment for a period of 5(five) years with fine of ₹ 10,000/- (Rupees ten thousand) only, and in default of payment of fine, to undergo simple imprisonment of 1(one) month for an offence punishable under Section 8 POCSO Act.

2. However, while preferring an appeal, a delay of 80 days has occurred, due to circumstances which is beyond the control of the applicant, lacking financial capacity, has no means to file an appeal or to engage a private counsel. As such, he could not prefer an appeal within the prescribed period of limitation. Thereafter, legal aid was sought for, and accordingly, this application was processed through Legal Aid Counsel. It is therefore prayed that the delay

be condoned and the appeal be admitted.

3. Mr. J. Thabah, learned GA appearing for the State respondent has no objection to the prayer for condonation of the delay.

4. On consideration of the submission made, we are persuaded to allow this application on being satisfied that the grounds cited for the delay contain sufficient cause. Accordingly, the delay of 80 days in preferring the appeal is hereby condoned.

5. Registry is directed to diarize the appeal and list it for admission after 1(one) week.

6. Misc. Case disposed of.

(B. Bhattacharjee)
Judge

(W. Diengdoh)
Judge

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