Serial No. 05
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Crl.M.C. No. 249 of 2026

Date of Decision: 26.10.2026
Uploaded on: 26.10.2026

Shri. Nurul Amin
S/o Lt. Abdul Bepari
R/o Village – Chibinang,
Sharkarpara,
P.S. Phulbari,
West Garo Hills District,
Meghalaya.

…… **Appellant/Convict(s)**

-Vs-

The State of Meghalaya, represented by
The Public Prosecutor, Shillong,
Meghalaya.

…… **Respondent(s)**

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Applicant(s) : Ms. D.M. Warjri, LAC.

For the Respondent(s) : Mr. Atiar S. Dey, GA.
Ms. A. Thungwa, Addl. PP.

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 (ORAL):

1. Heard Ms. D.M. Warjri, learned Legal Aid Counsel for the appellant/convict, who has submitted that the appellant/convict has preferred an appeal before this Court against the impugned judgment dated 05.09.2025 and related order of sentence dated 08.09.2025 passed by the Court of the learned Sessions Judge, West Garo Hills District, Tura in Sessions Case No. 24 of 2017, whereby, he was convicted and sentenced to undergo imprisonment for a period of 10(ten) years with fine of ₹ 15,000/- (Rupees fifteen thousand) only, for the offence punishable under Section 304 Part 1 IPC. For the offence punishable under Section 324 IPC, the appellant/convict is also sentenced to undergo imprisonment for a period of 3(three) years considering that he is an old man of 67 years. In default of payment of fine, the appellant/convict is to undergo additional imprisonment of 3(three) months.

2. However, while preferring an appeal, a delay of 342 days has occurred in the meantime, the reason being that the appellant/convict and his family members come from a poor background with financial inability to engage a private counsel. It was only when a legal aid was accorded to him that the related appeal has been filed. This being the case, the learned Legal Aid Counsel prays that this Court may be pleased to condone the delay in filing the related appeal.

3. Mr. Atiar S. Dey, 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 342 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

Verified
Digitally signed by: DARIKORDOR NARY
Signed On: 26-10-2026 17:43:09 IST