Serial No. 01
Supplementary List

MLHC010019122026

HIGH COURT OF MEGHALAYA
AT SHILLONG

Crl.M.C. No. 277 of 2026

Date of Decision: 11-11-2026
Uploaded on: 11-11-2026

Shri. Jhumu Rishi
Son of Shri. Chand Rishi
Resident of Rishipara, P.O &
P.S. Tura, West Garo Hills
District, Meghalaya.
(Currently incarcerated at
District Prisons & Correctional Home, Tura).

…….. **Applicant(s)**

-Vs-

The State of Meghalaya, represented by the
Public Prosecutor, High Court of Meghalaya,
Shillong.

…… **Respondent(s)**

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Applicant(s) : Mr. S. Goenka, LAC.

For the Respondent(s) : Ms. P. Chettri, 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 (ORAL):

1. Heard Mr. S. Goenka, 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 20.09.2024 passed by the Court of the learned Special Judge, (POCSO), West Garo Hills District, Tura in Special (POCSO) Case No. 8 of 2019, whereby, he was convicted and sentenced to undergo rigorous imprisonment for a period of 12(twelve) years with fine of ₹ 50,000/- (Rupees fifty thousand) only, and in default thereof, to undergo further simple imprisonment of 6(six) months for an offence punishable under Section 6 of the POCSO Act.

2. However, while preferring an appeal, a delay of 716 days has occurred in the meantime, the reason being that the applicant is an illiterate person and lacking financial resources, is not aware of his legal rights to file an appeal or to engage a counsel. As such, due to circumstances which is beyond the control of the applicant, 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. Ms. P. Chettri, 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 716 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

Meghalaya
11-11-2026
"D. Nary, PS"

Verified
Digitally signed by: DARIKORDOR NARY
Signed On: 11-11-2026 16:48:58 IST