GAHC010227812026

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Crl.)/1052/2026

ASIRVAD MICRO FINANCE LTD
A REGISTERED NON-BANKING FINANCIAL COMPANY UNDER THE COMPANIES ACT, HAVING ITS REGISTERED OFFICE AT DHEKIAJULI, PIN - 784110 IN THE DISTRICT OF SONITPUR, ASSAM. REPRESENTED BY ITS AUTHORISED PERSON SRI BISHAL GHOSH.

VERSUS

THE STATE OF ASSAM
REPRESENTED BY PUBLIC PROSECUTOR, ASSAM

Advocate for the Petitioner : MR J MAHANTA, MR M KALITA

Advocate for the Respondent : PP, ASSAM,

Linked Case : OTC/0/0

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VERSUS

THE STATE OF ASSAM
REPRESENTED BY PUBLIC PROSECUTOR

Advocate for : MR JYOTIRMOY MAHANTA
Advocate for : appearing for THE STATE OF ASSAM

BEFORE
HONOURABLE MR. JUSTICE PRANJAL DAS

ORDER

Date : 02-11-2026

Heard Mr. M. Kalita, learned counsel for the applicant. Also heard Mr. P. S. Lahkar, learned Additional PP for the State.

The instant interlocutory application has arisen out of an application filed under section 5 of the Limitation Act, 1963 seeking condonation of delay of 108 days in preferring the accompanying criminal revision petition.

It is submitted at the Bar that vide orders dated 04.07.2025 and 21.02.2026 passed by the learned JMFC, Sonitpur, Tezpur in Dhekiajuli PS Case No. 163/2025, interim custody of gold ornaments were granted in favour of the petitioner; however, certain restrictions were imposed regarding transfer, sale, etc. It is submitted that the said gold ornaments belonged to the customers and the petitioner company is facing pressure for release of the same but it could not be done so due to the aforesaid conditions. Therefore, the criminal revision petition has been filed seeking modification of the conditions.

It is stated in para 8 of the interlocutory application that the delay in preferring the criminal revision petition is attributed to the subsequent arising of

a genuine and pressing necessity to challenge the restrictive conditions, and that there is no intentional or deliberate action on the part of the petitioner.

The prosecution fairly submits that it has no objection to the condonation of the delay and adjudication of the criminal revision petition on merits.

Considering the projected grounds and in the interest of justice, the delay of 108 days in preferring the connected criminal revision petition is hereby condoned.

The IA stands allowed and disposed of.

The connected criminal revision petition be registered and put up.

JUDGE

Comparing Assistant