

High Court of Sikkim

Record of proceedings

I.A. No. 01 of 2023 in CrI. A./35/2023/(Filing No.)

Ealsona Rai alias Sonam

Applicant

VERSUS

State of Sikkim

Respondent

Date : **09-10-2023**

CORAM : **THE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE
THE HON'BLE MR. JUSTICE BHASKAR RAJ PRADHAN, JUDGE**

For Applicant

Mr. Jorgay Namka, Senior Advocate (Legal Aid Counsel).
Mr. Prajwal Rai, Advocate (Legal Aid Counsel).

For Respondent

Mr. Yadev Sharma, Additional Public Prosecutor.
Mr. Sujan Sunwar, Assistant Public Prosecutor.
Mr. Shakil Raj Karki, Assistant Public Prosecutor.

ORDER

Rai, J.

Heard Learned Senior Counsel for the Applicant on I.A. No. 01 of 2023, which is an application filed under Section 5 of the Limitation Act, 1963, seeking condonation of nine days delay, on grounds given therein.

Issue Notice to the State-Respondent.

Learned Additional Public Prosecutor is present for the State-Respondent on advance Notice and waives formal Notice.

Heard Learned Counsel for the parties on the application for condonation of delay.

Learned Additional Public Prosecutor submits that he does not have objection to the prayer for condonation of nine days delay.

We have duly considered the submissions put forth and the grounds put forth for the delay. The grounds are found to be satisfactory. We are thus inclined to and do condone the delay.

I.A. No. 01 of 2023 stands disposed of.

Register the Appeal.

Heard Learned Senior Counsel for the Applicant on admission.

Admit the Appeal.

Call for the records from the Learned Trial Court.

Learned Senior Counsel submits that he has been engaged only yesterday. Mr. Prajwal Rai Learned Counsel undertakes to file Vakalatnama in the interregnum.

Let Paper-Books be prepared.

List on 04-12-2023.

Judge

09-10-2023

Judge

09-10-2023