

**IN THE HIGH COURT OF SIKKIM
CRIMINAL APPEAL JURISDICTION**

Crl. A. No. 32 OF 2015

Nar Bahadur Subba,
S/o Late Sanja Man Subba,
R/o Middle Rumbuk,
Sombaria,
West Sikkim.

At present in the State Jail at
Rongyek, East Sikkim. ----- Appellant.

-VERSUS-

State of Sikkim. ----- Respondent.

PETITIONER

ADVOCATE (S)

FOR ----- Mr. S. S. Hamal, Legal Aid Counsel.

RESPONDENT

ADVOCATE (S)

FOR ----- Mr. J. B. Pradhan, Public Prosecutor, Mr. Karma
Thinlay, Addl. Public Prosecutor, Mr. S. K. Chettri,
Asstt. Public Prosecutor and Ms. Pollin Rai, Asstt.
Public Prosecutor.

Case No.....

Serial No.	Date	Order (s) with Signature (s)
1	2	3
06.	21.06.2016	Crl. A. No. 32 of 2015 Nar Bahadur Subba vs. State of Sikkim BEFORE HON'BLE MRS. JUSTICE MEENAKSHI MADAN RAI, JUDGE Present: Mr. S.S. Hamal, Legal Aid Counsel for the Appellant. Mr. Karma Thinlay Namgyal, Addl. Public Prosecutor with Mr. S.K. Chettri, Asst. Public Prosecutor for the State-Respondent. ----- <u>I.A. No. 1 of 2015</u> Learned Legal Aid Counsel has filed another Affidavit in support of the Application for condonation of delay. Heard learned Legal Aid Counsel. Learned Additional Public Prosecutor has no objection. Considered. In view of the grounds put forth, <i>inter alia</i>, being that the learned Legal Aid Counsel was preoccupied in the renovation of his chambers which led to the Case File being misplaced, which in turn led to the reapplication for certificated copies of the Case File, I am of the considered opinion that the Appellant should not be made to suffer for the fault of the Counsel. In the circumstances, delay is condoned. I.A. No. 1 of 2015 stands disposed of accordingly. Heard on admission. Admit the Appeal. Call for the records of the learned Trial Court.

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		Paper-books be prepared. List for orders on 20.07.2016. <i>sd/r</i> Judge 21.06.2016 Index : Yes / No Internet : Yes / No ds/bp