GAHC040014512025

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

Case No. : IA(C)/216/2025

Jai Prakash Mishra
Son of Late Ram Kinkar Mishra, resident of Dangrabad, PO Rudrapur, Ballia District, Uttar Pradesh 277402

VERSUS

The Union of India and 2 Ors
represented by the Secretary, Govt of India, Ministry of Home Affairs, Jaisalmer House, 26 ManSingh Road, New Delhi

2:The Judicial Magistrate First Class cum Assistant Commandant 30 BN
Age: 0
Occupation :
Central Reserve Police Force
Chariduar
Assam.

3:The Commandant 30BN
Age: 0
Occupation :
Central Reserve Police Force. Chariduar
Assam

Advocate for the Petitioner : Moni Bori,

Advocate for the Respondent : Marto Kato, DSGI

BEFORE
HONOURABLE MR. JUSTICE BUDI HABUNG
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 23.12.2025
(B. Hubang, J.)

Heard Mr. A. Lal, learned counsel for the applicant. Also heard Mr. M. Kato, learned DSGI for all the respondents.

This is an application under Section 5 of the Limitation Act, 1963, seeking condonation of delay of 230 days in preferring the connected writ appeal against the judgment and order dated 11.12.2024, passed in WP(C) No. 28(AP)/2018.

The ground for delay in preferring the appeal is explained in paragraph 11 of the condonation application.

We have considered the grounds stated in the above paragraph explaining the cause of delay.

On consideration, we find that the applicant was prevented by sufficient cause from preferring the appeal on time. Moreover, Mr. Kato, learned DSGI, has raised no objection to condoning the delay.

In view of the above, the delay of 230 days in preferring the connected appeal is hereby condoned.

With the above, the interlocutory application stands allowed and disposed of.

The Registry shall register the writ appeal and place for admission on 07.01.2026.

JUDGE **JUDGE**

Comparing Assistant