Serial No. 07
Regular List

HIGH COURT OF MEGHALAYA
AT SHILLONG

Crl.M.C. No. 112 of 2026

Date of Decision: 08.07.2026

Shri. Emvyris Dkhar
Son of Smti. Agnes Dkhar
Resident of Mooralong Jowai
West Jaintia Hills District,
Meghalaya.

…….. **Appellant/Accused**

-Vs-

The State of Meghalaya represented by
The Public Prosecutor,
East Khasi Hills District, Shillong,
Meghalaya.

…… **Respondent**

Coram:

Hon'ble Mr. Justice W. Diengdoh, Judge

Hon'ble Mr. Justice B. Bhattacharjee, Judge

Appearance:

For the Petitioner/Applicant(s) : Ms. D.M. Warjri, Legal Aid Counsel

For the Respondent(s) : Mr. R. Gurung

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 AND ORDER (ORAL)

1. Heard Ms. D.M. Warjri, learned Legal Aid Counsel for the applicant, who has submitted that the applicant has preferred an appeal before this Court against the impugned judgment dated 07.03.2022 passed by the Court of the learned Special Judge (POCSO), East Jaintia Hills District, Khliehriat in Special (POCSO) Case No. 66 of 2020.

2. However, while preferring an appeal, a delay of 1509 days has occurred, due to circumstances which is beyond the control of the applicant, since he hails from a remote village with uneducated background and lacking financial capacity, is not aware of his legal rights to file appeal or to engage a private counsel. As such, 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. Mr. R. Gurung, 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 1509 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

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