

R.R.Dehra

.....Petitioner

Vs.

State of Punjab

....Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILLPresent : Mr. Amarjit Markan, Advocate
for the petitioner.

Mr. S.S.Chaudhary, DAG, Punjab.

LISA GILL, J.

The petitioner is an accused facing trial in FIR No.75 dated 17.05.1990 under Section 5(1) D, 5 (2) 47 Prevention of Corruption Act and now 13 (2) 1988 PC Act and 120 IPC, Police Station Sadar Ropar.

Petitioner had moved an application for dispensing with his personal appearance before the trial Court w.e.f. 17.11.2014 till 05.03.2015 to visit his son and grand children residing in USA. The trial Court vide order dated 29.10.2014 (Annexure P-4) permitted the petitioner to visit USA for a period of 90 days w.e.f. 17.11.2014 i.e. upto 17.02.2015, subject to his furnishing security bond in the sum of Rs.10 lacs with one surety in the like amount.

A limited prayer has been made in this petition praying for extension of this period from 17.02.2015 till 05.03.2015, primarily on the ground that the petitioner has a return ticket for 05.03.2015 from USA. In case he is to get the same preponed, a sum of Rs. 80,000/-extra has to be paid by him. As the petitioner is travelling with his wife she will have to pay an additional sum of Rs.80,000/- for preponing her ticket as well.

It is urged that the petitioner had been granted this concession on two earlier occasions in the year 2007 and 2010. He never misused the same and had returned on the date specified by the learned Court. The security bond of Rs.10 lacs with one surety in the like amount already stands deposited. No prejudice shall be caused in case the petitioner is permitted to return on 05.03.2015 instead of 17.02.2015.

Learned counsel for the state on instructions from HC Harjeet Singh verifies that the petitioner on earlier occasions had been permitted to leave the country for specified periods and he had returned within the stipulated time.

Keeping in view the facts and circumstances of the case, it is considered just and expedient to extend the period granted by the trial Court from 17.02.2015 till 05.03.2015. Personal appearance of the petitioner in the said case, therefore, shall be dispensed with w.e.f. 17.11.2014 till 05.03.2015 on the same terms and conditions as stipulated in order dated 29.10.2014, Annexure P-4.

With the above modification of the order dated 29.10.2014, this petition is accordingly disposed of.

January 06, 2015

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**(LISA GILL)
JUDGE**