

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Smriti
2018.07.10 12:41
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CRM-M-16291-2017

Date of Decision: 06.07.2018

Ajay Kumar Bishnoi & Ors

...Petitioners

vs.

State of Haryana and Anr

..Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Gaurav Arora, Advocate for
Mr. Sachin Mittal, Advocate,
for the petitioners.

Mr. Vikrant Pamboo, DAG, Haryana.

Mr. Kunal Dawar, Advocate,
for respondent No.2.

ARVIND SINGH SANGWAN,J. (Oral):

Counsel for the petitioners submits that in pursuance to the order dated 25.07.2017, the petitioners have put in appearance before the trial Court; deposited the costs of Rs.25,000/-; have been granted concession of interim bail and are facing trial.

Learned counsel appearing for respondent No.2. submits that the petitioners have already moved an application for discharge before the trial Court.

Counsel for the petitioners submits that in view of the judgment of Hon'ble Supreme Court in *M/s Meters and Instruments Private Limited and another vs. Kanchan Mehta, 2017 (4) RCR (Criminal) 476*, this petition may be disposed of.

After hearing learned counsel for the parties, this petition is disposed of, by granting exemption from personal appearance to the

petitioners before the trial Court subject to the following conditions: -

- (i) they will be represented by a counsel;*
- (ii) they will not delay/stall the proceedings of the trial Court;*
- (iii) they will not dispute their identity as accused;*
- (iv) they will have no objection if the prosecution evidence is recorded in their absence but in presence of their counsel;*
- (v) they will appear before the trial Court as and when required by the trial Court and any other condition which the trial Court may impose.*

The application for discharge filed by the petitioners before the trial Court be decided expeditiously in accordance with law, preferably within a period of three months from the date of receipt of certified copy of this order. However, liberty is also granted to the petitioners to raise all the pleas/defences before the trial Court while arguing the application for discharge alongwith all supporting documents.

Disposed of, accordingly.

06.07.2018
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(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No.

Whether Reportable : Yes/No