

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-39488 of 2018 (O&M)

DATE OF DECISION: DECEMBER 6, 2018

PUNEET MIGLANI

...PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MS. SWATI VERMA, ADVOCATE
FOR MR. SUNIL CHADHA, SR. ADVOCATE
FOR THE PETITIONER.

MR. RAMDEEP PARTAP SINGH, DAG, PUNJAB.

MANOJ BAJAJ, J.(ORAL)

At the time of issuing notice of motion, following order was passed on 10.9.2018:

“Learned counsel for the petitioner submits that petitioner has his business abroad and has to go abroad time and again as per requirement of his business. However, petitioner shall appear in Court on every date of hearing and only exemption, he is seeking, is that he may not be required to seek permission for going abroad every time as on some occasions, he has to go abroad only for few days. He further submits that he has instructions from the petitioner to state that petitioner will have no objections in case evidence is recorded in the absence of petitioner and that his counsel will not commit failure in appearing on any date fixed by trial Court.

Notice of motion for 23.10.2018.

Dasti.

Learned counsel for the petitioner submits that petitioner has to go abroad tomorrow i.e. 11.09.2018 and will be back on 18.09.2018. His surety bond valid upto 31.08.2019 to the tune of ₹10 lakhs already lying with the trial Court.

Permission to the petitioner to visit abroad as stated above, is allowed on the surety bond already lying with the trial Court.”

Learned counsel appearing for the petitioner submits that adhering to the said undertaking, the petitioner returned and thereafter on 10.10.2018, this Court has allowed the petitioner to go abroad as and when so required by him on furnishing a permanent surety before the trial Court.

Learned counsel for the petitioner submits that pursuant to the order dated 10.10.2018, necessary bail bonds and surety bonds have already been furnished before the trial Court which are valid upto 31.8.2019.

Learned State counsel has not disputed the above facts.

In view of the above, the order dated 10.10.2018, is made absolute. However, it shall be open for the trial Court to seek the presence of the petitioner as and when required.

Petition stands disposed off.

Pending CRMs, if any, also stand disposed off.

December 6, 2018
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No
Whether Speaking/Reasoned : Yes/No