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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.M.C. 6541/2018 and CrI.M.A.50388-50390/2018

POOJA GODHA & ANR

..... Petitioners

Through: Mr. S.Sankar Mishra, Advocate with
Mr. Niranjana Sahu, Advocate

versus

STATE OF NCT DELHI & ANR

..... Respondents

Through: Mr. Sanjeev Sabharwal, APP for the
State with ASI Illa Khan, PS Harsh
Vihar.

CORAM:

HON'BLE MR. JUSTICE R.K.GAUBA

ORDER

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20.12.2018

After some hearing, the counsel for the petitioner submitted that he may be permitted to withdraw the present petition and the applications filed therewith, the petitioners reserving the contentions set out in the petition to be agitated at the time of consideration of case for charge, at which stage the matter stands before the concerned criminal court, his further request being that the petitioners may be granted exemption from personal appearance given the fact that they have been and are residents of New Zealand where they are settled in their respective careers, it being onerous on their part to appear on each and every date of hearing, they undertaking to make arrangements for appearance through counsel duly briefed and instructed to appear and assist the trial court at every step of the way.

The application for personal exemption, in the given facts and circumstances, some of which have been noted above, will have to be moved first before the trial court. This court hopes and trusts that the trial court will bear in mind the above submission particularly the facts that the petitioners have been and are residents of New Zealand.

The petition and the applications filed therewith are dismissed as withdrawn. The contentions of the petitioners *qua* the framing of charge are preserved to be agitated before the trial court.

R.K.GAUBA, J.

DECEMBER 20, 2018

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