

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46176-2019

Date of Decision: 01.11.2019

Parshotam Dass

.. Petitioner

Vs.

Shiv Kumar Goyal

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vishal Deep Goyal, Advocate for the petitioner.

Mr. P.S. Ahluwalia, Advocate for the respondent.

...

Manoj Bajaj, J. (Oral)

Petitioner, who is an accused in a case under Sections 420, 465, 467, 468, 471, 506 and 120-B IPC before the Sub-Divisional Judicial Magistrate, Jagraon, has filed this petition under Section 482 Cr.P.C. seeking permission to visit Australia from 04.11.2019 to 25.11.2019 for some business purpose.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 13.06.2019 and contends that previously similar permission was granted for his visit to China w.e.f. 20.06.2019 to 30.06.2019 subject to his furnishing a bank guarantee for a sum of Rs.5 lacs. He submits that the said concession was never misused by the petitioner and he returned back within the given time.

It is further pointed out that the proceedings in the complaint case have already been stayed by this Court vide order dated 03.05.2019 passed in CRM-M-18236-2019. He submits that the main case for quashing of the complaint and summoning order is fixed for 11.11.2019.

The above facts are not disputed by Mr. P.S. Ahluwalia, who is

representing the respondent-complainant. He contends that the petitioner be put to the similar conditions, as were imposed on the last occasion.

Keeping in view the above, the petitioner is permitted to visit Australia from 04.11.2019 to 25.11.2019 on his furnishing a bank guarantee of Rs. 5 lacs before the trial/Duty Magistrate before leaving the country. It is further directed that the petitioner shall put in appearance before the trial Court, Jagraon on 26.11.2019, failing which the trial Court shall take coercive measures to ensure his presence.

The petition is allowed.

01.11.2019
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No