

PARMOD B AGGARWAL

....Petitioner

Versus

CENTRAL BUREAU OF INVESTIGATION

....Respondent

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. S.S. Narula, Advocate
for the petitioner.

Ms. Shubhra Singh, Advocate for the respondent-CBI.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
RC.BD1/20 14/E/0006	03.06.2014	CBI/BS&FC, New Delhi	420/471/467/468 and 120-B

The limited prayer for which the petitioner has come up before this Court to seek exemption from personal appearance before the trial Court on the ground that he is resident of Dubai and he is unable to attend trial Court on each and every date because distance is so long and he has to spend a lot of money on every date of hearing.

2. The nature of the order this Court proposes to pass, no further re-
sponse is required from the respondent-CBI because no prejudice is likely to
cause to anybody.
3. At this stage, counsel for the petitioner submits that he would not
claim any prejudice in case witnesses are examined in his absence or proceed-
ing recorded in his counsel presence.
4. Given the statement of counsel for the petitioner, on this ground
alone, the present petition is allowed. The petitioner is exempted from personal
appearance before the trial Court and is permitted to appear through counsel on

all dates except when his presence is required for identification; at the time of framing of charge; if not framed so far, recording of statement under Section 313 CrPC, under Section 315 Cr.PC. for his evidence in defence if he wants to appear and at the time of pronouncement of final judgment. Trial court may ask for his presence on any other date also by passing a speaking order, if need so arise to do so. It is clarified that the petitioner-accused shall not claim any prejudice in this regard in any Court. It is further clarified that the petitioner shall not take any adjournment before the trial Court except of exceptional circumstances. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

25.04.2023
shruti

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No