

CRM-M-62706-2023 (O&M)  
Decided on: 14.12.2023

Kapila Sherawat ...Petitioner

Versus

State of Haryana and another ...Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Sandeep Punchhi, Advocate for the petitioner.

Ms. Swati Batra, DAG, Punjab (Through VC).

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ANOOP CHITKARA, J.

| FIR No. | Dated      | Police Station | Sections                                                                  |
|---------|------------|----------------|---------------------------------------------------------------------------|
| 323     | 13.04.2017 | Sadar Hissar   | 13-D of PC Act and 120B, 166, 175, 177, 406, 420, 218, 477, 477A & 34 IPC |

**CRM-52482-2023**

Allowed, as prayed for.

**Main case**

Seeking permission to travel abroad, for taking care the baby of her niece, the petitioner has come up before this Court under Section 482 CrPC, due to the reason that the above captioned FIR is pending against him.

2. Petitioner’s counsel submits that niece of the petitioner required her help at her difficult time and it would be inhuman for her in case, this Court does not permit her to travel abroad.
3. Counsel for the State submits that if this Court inclined to grant permission to the petitioner to go abroad, then the same must be subject to some stringent conditions.
4. Given above, the **petition is allowed** subject to the following conditions:-

(i) The petitioner shall share the addresses where she would stay in USA and e-mail ID. Further, the petitioner will activate international

roaming pack (valid till the date of her return) on phone number on which she would use whatsapp.

(ii) The petitioner shall keep the GPS location ON of her phone and shall also share IMEI number of the phone. The petitioner shall share other information with the State counsel before this Court. On receipt of such information learned counsel for the State shall pass on the same to the investigator.

(iii) The petitioner shall return from USA on or before 15.03.2024.

(iv) Counsel for the petitioner shall appear before the trial Court on her behalf and shall not seek any adjournment during this period.

5. It is clarified that in case the petitioner violates any of the conditions, then it may construed against her while granting similar permissions in future and it shall be permissible for the State to file application for cancellation of passport.

Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)  
JUDGE

14.12.2023  
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| Whether speaking/reasoned: | Yes |
| Whether reportable:        | No. |