

**CRM-A-2340-MA-2017**

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301-5 CRM-A-2340-MA-2017 (O&M)**M/s Inder Sain Atul Kumar vs. M/s Deepak Enterprises and another**

Present: Mr. G.C. Shahpuri, Advocate
For the applicant.

Mr. Namit Khurana, Advocate
for the respondents.

CRM-34098-2017

For the reasons mentioned in the application, the same is allowed.

Delay of 6 days in filing the application for leave to appeal, is condoned.

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Applicant's counsel submits that the present application was filed against acquittal in the year 2017 and he has a very good case on merit.

Mr. Namit Khurana, Advocate has put in appearance on behalf of the respondents and filed his memo of appearance, which is taken on record. He submits that the judgment of acquittal is well reasoned and leave to appeal should not be granted. He further submits that in case, this Court grants leave to appeal and admit the main appeal, its turn will not come for hearing for decades, as such pendency of the appeal may be treated in-consequential for the respondent.

Leave to appeal granted.

Counsel for the respondent submits that he be exempted from furnishing bail bonds/surety bonds before the concerned trial Court or Chief Judicial Magistrate. He undertakes to surrender before the majesty of Court as and when this Court directed to do so or in case of reversal of the judgment.

Given such undertaking, there shall be no need to furnish bail bonds/surety bonds by the respondent.

Main appeal

Admit.

List for final hearing on its own turn as per its queue following the roster.

(ANOOP CHITKARA)
JUDGE

12.08.2024
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