

ITEM NO.39

COURT NO.3

SECTION II-C

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 6412/2020

(Arising out of impugned final judgment and order dated 10-10-2019 in CRLMC No. 5105/2019 10-02-2020 in CRLMA No. 3028/2020 passed by the High Court Of Delhi At New Delhi)

O.P. KATYAL

Petitioner(s)

VERSUS

STATE NCT OF DELHI & ANR.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.32850/2020-CONDONATION OF DELAY IN FILING and IA No.32853/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 02-03-2020 This petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ARUN MISHRA
HON'BLE MS. JUSTICE INDIRA BANERJEE

For Petitioner(s) Mr. Maninder Singh, Sr. Adv.
Ms. Sheena Taqvi, Adv.
Mrs. Bina Gupta, AOR
Mr. Kshitij Vaibhav, Adv.
Ms. Suvarna Dubey, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Delay condoned.

It has been submitted that for the purpose of mediation, the presence of the petitioner - O.P. Katyal is not necessary as his father is not even the Director of the company concerned, against whom the complaint has been filed. It is further submitted that he has been unnecessarily impleaded in the matter, as such a quashing petition has been filed, that is pending consideration in the High Court.

The High Court has declined the permission to the petitioner to travel abroad at this stage as the mediation is pending and the main matter is also pending before the High Court.

In the circumstances, it is open to the petitioner to apply afresh to travel abroad. The High Court has to consider the prayer considering all the facts and circumstances of the case and the requirement of the petitioner to travel abroad, unfettered by the previous orders passed by it.

Thus, we are not inclined to interfere with the impugned order passed by the High Court. The Special Leave Petition is disposed of with the above liberty.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
COURT MASTER

(JAGDISH CHANDER)
BRANCH OFFICER