

This is an application filed by the petitioner for dispensing with filing of certified copy of Annexure-1.

Heard. The prayer is allowed. Filing of certified copy of Annexure-1 is dispensed with.

Misc. Case is accordingly disposed of.

J.P.Das, J.

CRLMC No. 3425 of 2015 &  
Misc. Case Nos.2201 of 2015 and 458 of 2017  
26.05.2017

Heard learned counsel for the petitioner and learned counsel for the State, Vigilance.

It is submitted on behalf of the petitioner who is an accused in V.G.R. Case No.05 of 2013 on the file of Special Judge(Vigilance), Keonjhar and the case was posted to 08.07.2015 for supply of police paper and framing of charge. On that day a petition was filed by the learned counsel for the present petitioner mentioning that the police paper may be supplied to him and physical presence of the petitioner may be dispensed with and charge may be framed and the matter may be adjourned to till disposal of one criminal misc. case filed by the petitioner before this Court. The said petition was rejected by the learned trial court with the observation that on an earlier occasion such prayer having been rejected, the petitioner was directed to remain present physically in the court, but again a petition for dispensing his personal appearance was filed.

It is submitted by the learned counsel for the State, Vigilance that the matter is being adjourned repeatedly for non-appearance of the accused persons since 2013. But, it is submitted by the learned counsel for the petitioner that N.B.W.(A) has been issued against the petitioner rejecting his prayer without assigning any reason despite a petition filed by his counsel.

However, considering the submissions and the circumstances, it is directed that the petitioner shall appear before the learned trial court in the aforesaid case during 19th to 24th June, 2017 and learned trial court would proceed with the trial of the case accordingly to law.

It is further directed that the N.B.W.(A) issued against the present petitioner by the Special Judge(Vigilance), Keonjhar in V.G.R. Case No.05 of 2013 shall not be executed subject to his personal appearance in court as directed above.

The Main application along with both the Misc. Cases are accordingly disposed of.

J.P.Das, J.