

Cr. MMO No. 293 of 2017 a/w Cr. MMO Nos. 294, 295, 296, 297, 298, 299, 300 and 301 of 2017

23.01.2018 Present:

Mr. Rahul Mahajan, Advocate, for the petitioners-applicants in all the cases.

Mr. Rajat Chauhan, Law Officer, for the State/non-applicant in all the cases.

Cr. MP No. 132 of 2018 in Cr. MMO No. 293 of 2017

Cr. MP No. 133 of 2018 in Cr. MMO No. 294 of 2017

Cr. MP No. 134 of 2018 in Cr. MMO No. 295 of 2017

Cr. MP No. 135 of 2018 in Cr. MMO No. 296 of 2017

Cr. MP No. 136 of 2018 in Cr. MMO No. 297 of 2017

Cr. MP No. 137 of 2018 in Cr. MMO No. 298 of 2017

Cr. MP No. 138 of 2018 in Cr. MMO No. 299 of 2017

Cr. MP No. 139 of 2018 in Cr. MMO No. 300 of 2017

Cr. MP No. 140 of 2018 in Cr. MMO No. 301 of 2017

On 01.01.2018, this Court had passed the following order:

“By way of instant application filed under Section 482 of the Code of Criminal Procedure, prayer has been made on behalf of the applicants/petitioners for extension of time to comply with the directions contained in the judgment dated 8.8.2017, passed by this Court, whereby applicants/petitioners were granted time to deposit the amount in terms of order dated 1.6.2017, passed by learned trial Court on or before 31st October, 2017.

2. *Averments contained in the application, suggest that daughter of applicant/petitioner No.2 had to undergo treatment and surgery and thereafter she remained under treatment for quite considerable time at Mumbai, and in this regard he had to incur huge expenditure.*

3. *Mr. Rahul Mahajan, learned counsel representing the applicants/petitioners, while inviting attention of this Court to para-6 of the application,*

contended that petitioners/applicants had to spend Rs.5,00,000/- on the surgery and treatment of his daughter and as such, was unable to deposit the fine within stipulated time, as fixed by this Court.

4. This Court after having perused the previous orders, especially order dated 10.11.2017, sees no occasion to enlarge time, especially when this court taking note of aforesaid explanation rendered by the applicants/petitioners had enlarged time by six weeks on 10.11.2017, this Court while enlarging time had categorically observed that in case the petitioners/applicants fails to deposit the amount in terms of judgment dated 8.8.2017, respondent shall be at liberty to get the judgment of the trial court executed. However, in the interest of justice, this Court deems it fit to grant one last opportunity of two weeks, to comply with the judgment dated 8.8.2017, failing which, respondent shall be at liberty to get the judgment of the trial court executed. It is also made clear that no further prayer for extension of time shall be entertained by this Court. The application stands disposed of.”

By way of these applications, the applicants pray that as on account of reasons so explained in para-8 of the application(s), the amount could not be deposited within a period of two weeks, as was directed by this Court vide order, dated 01.01.2018, the applicants be permitted to deposit the amount during the course of the day by way of a draft, which stood prepared by the applicants on 17.01.2018, copy of which stands appended with the application.

Taking into consideration the averments made in the applications, the same are allowed and applicants

are permitted to deposit the draft on or before 24th January, 2018. It is clarified that in case the draft is not deposited with the Court concerned by 4:00 p.m. on 24th January, 2018, then the order(s) passed by this Court on 01.01.2018, shall automatically become operative.

Applications stand disposed of in above terms.

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(Ajay Mohan Goel)
Vacation Judge

January 23, 2018
(bhupender)

