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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CRL. A. 253/2020

OBIANIKA AMOBI CHIJOKE

.....Appellant

Through: Mr. Maninder Singh, Advocate with
Ms. Aekta Vats, Advocate.

Versus

STATE (NCT OF DELHI)

.... Respondent

Through: Mr. Rajesh Manchanda, Advocate
with Mr. Rajat Manchanda, Advocate
for NCB.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

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01.09.2020

Crl. M.A. No.11386/2020 (for extension of interim suspension of sentence)

Mr. Maninder Singh, learned counsel appearing for the appellant submits that pursuant to the on-line application made for extension of visa, which was 'Under Process' as of the last date i.e. 24.08.2020, the FRRO has granted to the appellant extension of visa but only till 05.09.2020. Mr. Singh however points-out that by operation of the Full Bench order dated 24.08.2020 made in W.P.(C) No.3037/2020 titled *Court on its own Motion vs. State & Ors.* the appellant's interim suspension of sentence now stands extended till 31.10.2020.

2. In the circumstances, Mr. Singh submits that the manner in which extension of visa has been granted, i.e. only for about 15 days, is sheer harassment for the appellant. It is further pointed-out that since the criminal appeal filed by the appellant is still pending before this court, there is even a provision for grant of X (Miscellaneous) Category visa for upto 11 months, which is what the appellant had applied for.

3. Mr. Rajesh Manchanda, learned counsel for the NCB submits that absent a valid visa, the appellant would be required to go back to the detention centre.

4. In the circumstances, at Mr. Singh's request, it is deemed appropriate that the FRRO be summonsed in the present proceedings. Accordingly, let counsel for the appellant send written intimation to the FRRO that they are required to be represented in these proceedings on the next date, along with a copy of the present order.

5. List on 4th September 2020.

ANUP JAIRAM BHAMBHANI, J.

SEPTEMBER 01, 2020

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