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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CRL. A. 253/2020**

OBIANIKA AMOBI CHIJOKEAppellant.
Through : Mr. Maninder Singh and
Ms.Aekta Vats, Advocates.

versus

STATE (NCT OF DELHI) Respondent
Through : Mr. Rajesh Manchanda,
Advocate for NCB.
Mr. Jayant Bhatt, Senior Panel
Counsel for FRRO with
Ms.Nayantara Sharma and
Mr.Mohit Dagar, Advocates.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **04.09.2020**

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

Pursuant to last order dated 01.09.2020, Mr. Jayant Bhatt, learned Senior Panel Counsel has entered appearance on behalf of the Foreigner Regional Registration Officer (FRRO). He apprises the court that the X (Miscellaneous) Category visa issued to foreign nationals who are undertrials or convicts, on interim bail or suspension of sentence, is granted for short duration as a matter of policy, in order to monitor the individuals.

2. He further submits that the process of application and grant of such visa is simple, and it is possible to obtain extensions on-line.
3. Be that as it may, he submits that if there is a court order, the FRRO will issue a visa of such duration as the order may direct.
4. Without delving any further into the matter, by operation of orders dated 13.07.2020, 24.07.2020 and 24.08.2020 made by a Full Bench of this court in W.P.(C) No. 3037/2020 titled ***Court on its own Motion vs. State & Ors.***, in the present case the interim suspension of sentence granted to the appellant *vidé* order dated 24.07.2020, stands extended till 31.10.2020.
5. In view thereof, and so that the appellant does not become an illegal alien while he is only availing extension of interim suspension of sentence granted by this court, as extended by the orders of the Full Bench, let the FRRO issue to the appellant the requisite visa valid until 01.11.2020, for the time being.
6. Mr. Maninder Singh, learned counsel for the appellant submits that extension of visa has been applied for on-line today *vidé* application No. 04092044XM73. Reference of this application may be taken by the FRRO. Let the visa be issued within 03 days.
7. Needless to add, the appellant shall remain bound by the conditions of interim suspension of sentence as imposed *vidé* order dated 24.07.2020, which includes the conditions, if any, imposed as part of issuance of visa.
8. Mr. Bhatt fairly states that the applicant would also be at liberty to apply for on-line extension of visa, in accordance with the rules and regulations, even after 01.11.2020.

9. The application stands disposed of in the above terms.

CRL. A. No. 253/2020

10. List in due course on the Regular Board.

ANUP JAIRAM BHAMBHANI, J.

SEPTEMBER 04, 2020

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