

Maj (Retd.) R.R. Verma vs. Sarla Verma

Cr. Revision No. 160 of 2022

04.01.2023

Present: Ms. Pooja Thakur, Advocate, vice Mr. R.S. Chandel, Advocate, for the petitioner.

Mr. Ashok Sud, Sr. Advocate, with Mr. Khem Raj, Advocate, for the respondent.

On the last date of hearing, this Court passed the following order:

“Today, again an adjournment is being sought on behalf of the petitioner. The same is seriously opposed by the learned Senior Counsel appearing for the respondent. However, in the interest of justice, indulgence is being shown to learned counsel for the petitioner and the matter is ordered to be listed on 4th January, 2023, with the clear understanding that in case the matter is not argued on behalf of the petitioner on the said date, then the Court will not be having any option but to close the proceedings for non-prosecution.”

Today, again the learned vice counsel for the petitioner prays for an adjournment on the ground that the original counsel is ill. In this matter, no stay has been granted to the petitioner by this Court viz-a-viz the sentence imposed upon him by the learned Trial Court. Therefore, the respondent is free to execute the same and it is made clear that the factum of the pendency of the present revision petition shall not come in the way of the learned Trial Court in executing the judgment in question in letter and spirit. In other words, the petitioner shall not be permitted to delay the execution of the judgment of conviction on the ground that he has preferred the revision petition before this Court.

List for consideration after four weeks.

(Ajay Mohan Goel)
Judge

4th January, 2023
(virender)