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SLP(Crl.)No. 1517 OF 2003

ITEM No.7

Court No. 3

SECTION II

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl.) No. 1517/2003

(From the judgement and order dated 17/03/2003 in CRLP 487/03  
of The HIGH COURT OF A.P AT HYDERABAD)

M/S. DIAMONDS CABLES LTD. & ORS.

Petitioner (s)

VERSUS

STATE OF A.P. & ANR.

Respondent (s)

( With Appln(s). for ex-Parte stay )

Date : 25/04/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH  
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s) Mr. P. Chidambaran, Sr. Adv.  
Mr. Kavin Gulati, Adv.  
Mr. Harshad J. Shah, Adv.  
Mr. Jatin Zaveri, Adv.

For Respondent (s)

UPON hearing counsel the Court made the following  
O R D E R

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Heard learned counsel for the petitioners. There is much substance in the contention which has been raised by the learned counsel for the petitioners but at the same time, as it is open to the petitioners to raise all these contentions at the time of framing of charges before the trial court, this petition is not entertained at this stage mainly because this court has repeatedly held such pleas can be raised before the trial Court. It

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is also made clear that the petitioners may file an application for granting exemption from appearance before the Trial Court. The Trial Court would grant the same on an undertaking that on the date of posting of the case, the counsel on their behalf would remain present and

would not ask for any adjournment on the ground that he is not having any instructions.

The trial Court would decide the case on framing of the charges without being influenced by any observations made by the High Court or by this Court. Petition is disposed of accordingly.

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Sushma

(Janki Bhatia)  
Court Master