

IN THE COURT OF MS. SEEMA MAINI, M.M. DELHI

State v/s Farid Ali Khan.

1st Nov.95 Present: A.P.P. for the state
Accused in Judicial Custody

Heard the counsel for Accused Ms. Sumbul Rizvi Khan and A.P.P. for State on point of Charge. The Accused is a foreign national who has been given a refugee status and residential permit to stay in India, which was very much valid on the day of his arrest which has later been put on record by the Prosecution on the directions of Ld. Sessions Judge at the time of Bail on 19.8.95.

As per the law of Citizenship, Foreigners and Passport Rules, Sec.8. Every foreigner shall be given 24 hours to produce the papers of his stay in India, time for which may be extended also. In the present case no such time was given to the accused who would have produced the Residential Permit issued by the Govt. of India other wise on the day of arrest itself.

In the circumstances, no offence in case is made out against the accused who is discharged. File be consigned to the Record Room.

Ms. Seema Maini
Metropolitan Magistrate