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

+ W.P.(CRL.) 838/2020

MOHAMMAD JAMAL & ORS.

..... Petitioners

Through: Mr. Ajay Garg with Ms. Prishta Devi  
and Mr. Mani Shankar, Advs.

versus

UNION OF INDIA & ORS.

..... Respondents

Through: Mr. Amit Mahajan, CGSC.  
Mr. Rahul Mehra, Standing Counsel  
for GNCTD with Mr. Chaitanya  
Gosain, Adv. Mr. Sanjay Sondhi,  
SDM, HQ-V (Legal & Judicial) and  
Inspector Satish Kumar, Crime, New  
Delhi.

**CORAM**

**HON'BLE MR. JUSTICE VIPIN SANGHI**

**HON'BLE MR. JUSTICE RAJNISH BHATNAGAR**

**ORDER**

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**05.06.2020**

**CRL. M.A.7208/2020**

Issue notice. Notice is accepted by Mr. Mahajan on behalf of respondent No.1, and by Mr. Mehra on behalf of respondent Nos. 2, 3 and 4.

This application has been filed by three persons, namely Mr. Al Arfaj Mohammed Fahad, Mr. Al Harbi Sand Nassar M and Mr, Al Hindi Salman Mohammed, who are Saudi Nationals. The submission of learned counsel for the applicants is that these three Saudi Nationals have been booked in the same First Information Report, i.e. FIR 63/2020, dated 31.03.2020 under Section 3 of The Epidemic Diseases Act, 1897, read with Section 51/58(1)

of the Disaster Management Act, 2005, and Sections 188/269/270/271/120B of the IPC registered at PS, Crime Branch, Delhi, which was filed in respect of the members of the Tablighi Jamat. He further submits that the applicants were also placed in quarantine initially at Joga Bai School, New Friends Colony, New Delhi, and at Northern Railway, Delhi Division, Tughlakabad, Diesel Shed, Tughlakabad, New Delhi. Counsel for the applicants states that presently they are held in quarantine at Chandra Shekher Azad Government Boys Senior Secondary School, CV Raman Marg, Jamia Nagar, Friends Colony, New Delhi. He submits that in relation to the applicants, the Royal Embassy of Saudi Arabia has issued a certificate, which is placed on record as Annexure-A1 to the application, according to which, the said Embassy has stated that they would make arrangements for the three applicants to stay at Hyatt Hotel, R.K. Puram, New Delhi since the applicants do not intend to stay at quarantine centres of the Government facility, or at the facility arranged by the community.

Mr. Mehra states, on instructions, that the respondents 2 to 4 do not have any objection to the applicants staying at Hyatt Hotel, R.K. Puram, New Delhi.

Mr. Mahajan states that since they too were also quarantined with others, against whom the aforesaid FIR has been registered, and they also form part of the same FIR, the Union of India would have no objection, in case, the applicants are permitted to stay at Hyatt Hotel, R.K. Puram, New Delhi provided all the expenses are borne by the applicants, or by the Saudi Embassy.

In view of the aforesaid position, we allow this application. Accordingly, the applicants are permitted to stay at Hyatt Hotel, R.K.

Puram, New Delhi. The same would be subject to the same conditions as were imposed by us in our order dated 28.05.2020 while disposing of the petition.

The application stands disposed of in view of the aforesaid terms.

**VIPIN SANGHI, J**

**RAJNISH BHATNAGAR, J**

**JUNE 05, 2020**

*N.Khanna*