

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.39582-2013
Date of decision : 20.10.2015

Mam Chand and another

..... Petitioners

versus

M/s Lunar Finance Limited

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Gautam Dutt, Advocate for the petitioner.

Mr. Sameer Rathore, Advocate for the respondent.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

Report has been received from the trial Court.
Explanation given is accepted.

This is a petition against the order dated 21.10.2013 whereby the trial Court declined to grant permanent exemption to the petitioners.

At the very outset learned counsel for the petitioners has argued that he would not seek permanent exemption but the fact of the matter is that the petitioners are ladies. The other accused have not been served and at least till such time that the trial starts the petitioners should be permitted to appear through counsel. Further permission be granted to them to move for exemption once the trial starts. Learned counsel for the respondent has fairly accepted that some of the accused have yet not been served. He, however, argues that petitioners are guilty of a serious

offence and , therefore, should not be granted any exemption.

In my opinion the argument of learned counsel for the petitioners has more weight.

In the circumstances this petition is disposed of with the order that till such time the trial starts, the petitioners would be exempted from appearing in the Court and would be permitted to appear through their counsel. Once the trial starts they would at least have the right to move an application for exemption which would be decided on its own merit.

(AJAY TEWARI)
JUDGE

October 20 , 2015
sunita