

***IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH***

**Criminal Misc. No. M-31583 of 2014**

**Date of Decision:-06.04.2016**

Bhupinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA**

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

Present:- Mr. Kanwaljit Singh, Senior Advocate with  
Mr. S.K. Liberhan, Advocate  
for the petitioner.

Mr. Sultan Singh Gill, Deputy A.G., Punjab.

Mr. Jaswinder Singh, Advocate  
for respondent No.2.

**HARI PAL VERMA J.(Oral)**

Prayer in this petition filed under Section 482 Cr.P.C.  
is for quashing of FIR No.17 dated 28.11.2013, under Sections 420  
and 120-B IPC, registered at Police Station NRI, SBS Nagar.

On 18.11.2014, while issuing notice of motion, this  
Court has passed the following order :-

“Notice of motion for 16.01.2015.

In the meantime, even if charges are framed it would be subject to the result of this petition.”

On 02.02.2016, learned State counsel on instructions from ASI Kamaljeet Singh had informed this Court that in the case in hand the trial is at the advanced stage and as many as eight witnesses have been examined in the case.

Learned senior counsel submits that though he has been protected, so far as the ultimate result of this petition is concerned, however, the petitioner is ready to face the trial and he be permitted exemption from personal appearance. He further submits that the FSL report in the case has been received, but the same does not conclusively held the petitioner guilty.

In view of the above, without commenting on the merits of the case including the FSL report, as requested by learned senior counsel for the petitioner, the present petition is dismissed as withdrawn, however, with liberty to the petitioner to take all possible pleas during the course of trial.

As regard the prayer for exemption from personal appearance, in case petitioner moves such prayer to the trial Court seeking exemption from personal appearance, he will be granted such exemption on furnishing following undertakings:-

1. that his advocate shall appear on his behalf on each and every date of hearing and the evidence recorded in his absence would be acceptable to him;

2. that undertaking of his counsel to appear on each date of hearing to defend his case;
3. that he will not dispute his identity and he will appear before the trial Court as and when directed by the Court.

Still if the trial Court finds that the personal appearance of the petitioner is required at any stage, it shall pass specific order to that effect.

April 06, 2016  
Vijay Asija

**( HARI PAL VERMA )**  
**JUDGE**