

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-36038 of 2012

Date of decision : January 25, 2016

Narinder Singh Sidhu

....Petitioner

versus

State of Punjab

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. SK Chawla, Advocate, for the petitioner
Mr. J.S.Brar, AAG, Punjab

Fateh Deep Singh, J. (Oral)

Petitioner Narinder Singh Sidhu in this petition under section 482 Cr.P.C. has sought to lay challenge to an order dated 25.9.2012, Annexure P/6 whereby his application under section 205 Cr.P.C. seeking exemption of his personal appearance from the trial court stood dismissed.

It has been brought to the notice of the Court that petitioner Narinder Singh Sidhu is senior citizen above 80 years of age and has sought exemption of his personal appearance.

Keeping in view the age of the petitioner and that the court should not be harsh towards senior citizens in denying such a legitimate relief which is primarily based on compassion and that under the powers under section 482 Cr.P.C. in the present exceptional circumstances it would be appropriate to issue directions to the trial court to grant exemption to the

petitioner on his moving the trial court. The petitioner shall make statement before the trial court that he would not question/challenge his identity, however, in case question of identity of the petitioner is involved, the trial court can ask for his personal appearance.

Disposed of in the aforesaid terms.

January 25, 2016
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(Fateh Deep Singh)
Judge