

**In the High Court of Punjab and Haryana at Chandigarh**

**CRM -M-19555 of 2016**

**Date of Decision: 30.3.2017**

**Jagpal Singh**

**---Petitioner**

**versus**

**State of Punjab and another**

**---Respondents**

**Coram: Hon'ble Mrs. Justice Rekha Mittal**

Present: Mr. Atul Goyal, Advocate  
for the petitioner

Mr.Mikhail Kad, AAG, Punjab

Mr. A.S.Thind, Advocate  
for respondent No.2

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**Rekha Mittal, J.**

Counsel for respondent No. 2 has apprised the court that the complainant appeared before the court below and has already been examined as witness No. 5.

In view of the above, I do not think it desirable to examine the factual controversy raised in the petition on merit and accordingly, the petition is disposed of with liberty to the petitioner to raise all available pleas before the trial court. However, personal appearance of the petitioner shall remain exempted in the proceedings subject to the following conditions:-

1. The petitioner shall be represented through a counsel before the trial court.

2. He will not raise dispute about his identity for want of his personal appearance.
3. He shall appear before the trial court as and when his personal appearance would be required for progress in the proceedings.

**(Rekha Mittal)**  
**Judge**

**30.3.2017**

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No