

105-2

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR No.1822 of 2018 (O&M)

Date of decision: 16.01.2019

Hira Lal Chawla and others

....Petitioners

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. P.S. Ahluwalia, Advocate
for the petitioners.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN J. (Oral)

After arguing the matter for some time, counsel for the petitioners seeks permission to withdraw the revision petition with liberty to raise all the available pleas/defences during the course of trial. It is further submitted that the petitioners are residents of Himachal Pradesh, therefore, their personal appearance be exempted before the trial Court.

Dismissed as withdrawn with liberty aforesaid. Since, the petitioners are residents of Himachal Pradesh, their personal appearance is exempted before the trial Court subject to the following conditions:-

- i. their personal appearance shall remain exempted subject to furnishing an undertaking before the trial Court that they shall be represented through their counsel;*
- ii. they shall not delay/stall the proceedings of the trial; they shall not dispute their identity as accused;*
- iii. they shall have no objection if the prosecution evidence is recorded in their absence but in the presence of their counsel;*

iv. they shall appear before the trial Court as and when required by the trial Court and other condition which the trial Court may impose.

However, it will be open for the trial Court to recall the order granting exemption from personal appearance at any stage and all the petitioners shall appear before the trial Court on any substantive date when their personal appearance is required.

(ARVIND SINGH SANGWAN)
JUDGE

16.01.2019
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No