

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

CRM-M-49989-2019

Date of decision : 25.11.2019

Tara Singh

.... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. M.P.S. Mann, Advocate
for the petitioner.

GURVINDER SINGH GILL, J (ORAL)

Today at the very outset, learned counsel for the petitioner submits that he may be permitted to withdraw this petition with liberty to raise all the pleas raised herein, before the trial Court at the stage of consideration as regards framing of charges.

In view of the aforesaid submission, the petition is dismissed as withdrawn with liberty aforesaid. The trial Court is, however, directed to consider all the pleas as may be raised by the accused at the stage of considering framing of charges, including his plea to the fact that the victim had been giving contradictory statements at different points of time as regards the place of alleged molestation and also that he has been falsely implicated in order to pressurize him as he had provided CCTV footage from the cameras installed in his premises and happens to be a witness against the complainant in some civil suit pending between the complainant and her brother-in-law.

Further, the trial Court shall pass a speaking order considering all the pleas as may be raised. Since the petitioner is stated to be aged about 65 years, therefore, it is ordered that in case any application seeking exemption from personal appearance is filed, the same be considered in accordance with law, keeping in view the advanced age of the petitioner.

(GURVINDER SINGH GILL)
JUDGE

25.11.2019

Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No