

114-2

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M No.2838 of 2020

Date of decision: 24.01.2020

Meena Rani

....Petitioner

Versus

Punjab National Bank

....Respondent

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

**Present:** Mr. Anil Chawla, Advocate  
for the petitioner.

**ARVIND SINGH SANGWAN J. (Oral)**

Counsel for the petitioner, after arguing the matter for some time, restricts his argument limited to the extent that considering the fact that the petitioner is a lady and her husband is an old patient of kidney disease for which even, the petitioner has donated her kidney, therefore, her personal appearance before the trial Court may be exempted, during the pendency of the trial.

Accordingly, this petition is disposed of. The personal appearance of the petitioner shall remain exempted before the trial Court subject to the following conditions:-

- i. her personal appearance shall remain exempted subject to furnishing an undertaking before the trial Court that the petitioner shall be represented through her counsel;*
- ii. she shall not delay/stall the proceedings of the trial; she shall not dispute her identity as accused;*
- iii. she shall have no objection if the prosecution evidence is recorded in her absence but in the presence of her counsel;*
- iv. she 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 the petitioner shall appear before the trial Court on any substantive date when her personal appearance is required.

Liberty is granted to the petitioner to raise all the available pleas/defences taken in this petition during the course of trial at appropriate stage.

**(ARVIND SINGH SANGWAN)**  
**JUDGE**

**24.01.2020**  
*yakub*

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No