

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

CRM-M-7947 of 2020.

Decided on:- February 24, 2020.

Saraswati.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM: *HON'BLE MR. JUSTICE HARI PAL VERMA.*

Present:- Mr. Naveen Siwach, Advocate
 for the petitioner.

HARI PAL VERMA, J. (Oral)

The petitioner has filed this petition under Section 482 Cr.PC for setting aside the order dated 11.02.2020 (Annexure P-1) passed by learned Additional Sessions Judge, Hisar, whereby the application moved by the petitioner so as to seek exemption for personal appearance was dismissed, her bail was cancelled and bonds were forfeited to the State and her presence was ordered to be procured through warrant of arrest for 03.04.2020.

Learned counsel for the petitioner has argued that on 11.02.2020, when the matter was taken before the trial Court, the petitioner could not appear there as her other daughter-in-law was not keeping well. However, this fact could not be incorporated in the application for exemption from personal appearance of the petitioner.

He has further submitted that the petitioner is mother-in-law of the complainant and it was a love marriage between the complainant and

Sandeep Yadav son of the petitioner. Interestingly, the complainant has not made any allegation against her husband Sandeep Yadav and in this manner, the petitioner, who is an old widow, has unnecessarily been harassed in the case.

Considering the fact that present is a matrimonial dispute and except for 11.02.2020, the petitioner was regularly facing the trial, the present petition is disposed of with a direction that in case the petitioner appears before the trial Court within a period of 15 days from today, she shall be admitted on bail subject to the conditions which the trial Court may deem fit in the facts and circumstances of the case. The petitioner shall further give an undertaking that she shall continue to appear before the trial Court as per law.

February 24, 2020
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No