

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

CRM-M-11496 of 2020.

Decided on:- March 18, 2020.

Sukhwinder Singh and another

.....Petitioners.

Versus

State of Punjab and another

.....Respondents.

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

Present:- Mr. Ramesh Sharma, Advocate
for the petitioners.

HARI PAL VERMA, J. (Oral)

The petitioners, who are father-in-law and mother-in-law of respondent No.2 Gurvinder Kaur, have filed this petition under Section 482 Cr.PC seeking quashing of FIR No.85 dated 10.11.2013 under Sections 406 and 498-A read with Section 34 IPC registered at Police Station Lakho Ke Behram, District Ferozepur and all subsequent proceedings arising therefrom.

Challenge has also been laid to the order dated 17.09.2015 (Annexure P-3), whereby learned Judicial Magistrate 1st Class, Guruharsahai has framed charges against the petitioners.

Learned counsel for the petitioners submits that the present is a matrimonial dispute and the petitioners are old in-laws of respondent No.2 whose marriage was solemnised with Paramjit Singh in the year 2011.

He further submits that at this stage, the petitioners are ready to face the trial, provided their personal appearance is exempted.

Having heard learned counsel for the petitioners, the present petition is disposed of at this stage, without issuing notice to respondent No.2,

with a direction that in case the petitioners move an appropriate application before the trial Court seeking exemption of their personal appearance in the case, the trial Court shall exempt their personal appearance during the trial unless it is specifically required, however, subject to the following conditions:

- i) *that the petitioners shall be represented through counsel;*
- ii) *that they shall not delay/stall the trial proceedings;*
- iii) *that they shall not dispute their identity as an accused;*
- iv) *that they shall have no objection if the prosecution evidence is recorded in their absence but in the presence of their counsel;*
- v) *that they shall appear before the trial Court as and when required by the trial Court; and,*
- vi) *any other condition which the learned trial Court may impose.*

March 18, 2020
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No