

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

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CRM-M-20476-2020.

Date of Decision: 27.07.2020.

Dinesh Jain

....Petitioner.

Versus

State of Punjab and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Neeraj Yadav, Advocate for petitioner.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

This petition under Section 482 Cr.P.C. is for seeking direction to respondents No.2 and 3 not to force the physical appearance of petitioner at Police Station in District Hoshiarpur as he is aged about 74 years and further due to high risk of Covid-19, he is not in a position to go to the particular place as desired.

Notice of motion.

At the asking of Court, Mr. M.S. Nagra, Assistant Advocate General, Punjab, accepts notice on behalf of respondents. Complete copy of paper book has been supplied to him.

Learned counsel for the petitioner at the very outset submits that though copy of notice under Section 160 Cr.P.C. (Annexure P/1) seeking appearance of petitioner was received but for want of copy of

application No.370 dasti dated 20.05.2020 made by Navneet Jain, petitioner is unable to disclose anything. He further submits that due to old age ailments, petitioner may be permitted to be examined at his residence for the purpose of Section 160 Cr.P.C..

Faced with this situation, learned State counsel has no objection and further assured that copy of application No.370 dasti dated 20.05.2020 made by Navneet Jain would be supplied by respondents No.2 to 4 to any authorized person of petitioner. He further submits that sincere efforts would be made by respondents No.2 to 4 to get the petitioner examined for the purpose of Section 160 Cr.P.C. and that too at his residence.

In view of above, the present petition is disposed of with the direction to respondents No.2 to 4 to get the petitioner examined at his residence for the purpose of provisions of Section 160 Cr.P.C. Proviso to Section 160 Cr.P.C. also envisages above said facility for the senior citizens above the age of 65 years.

(LALIT BATRA)
JUDGE

27.07.2020

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No