

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(125)

CRM-M-20571-2021(O&M)

Date of Decision: 06.07.2021

Rano

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. M.K. Sharma, Advocate for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

RAJESH BHARDWAJ.J (Oral)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Learned counsel for the petitioner has filed the present petition for quashing of FIR No.0146 dated 21.12.2019 registered under Sections 363, 323, 148, 149 I.P.C, registered at Police Station, Tarsikka, District Amritsar.

At the outset, learned counsel for the petitioner submits that he would be satisfied, if, the present petition is disposed of with a direction to the Trial Court to exempt the personal appearance of the petitioner.

Notice of motion.

On the asking of the Court, Mr. Harbir Sandhu, AAG, Punjab accepts notice on behalf of the respondent- State.

As the petition involves the disputed question of facts so it would not be appropriate to appreciate the same in the present petition.

However, keeping in view that the petitioner is a lady, she deserves the

grant of personal exemption before the trial Court. The trial Court is directed to consider the application moved by the petitioner for the grant of exemption from her personal appearance during trial subject to the petitioner filing affidavit to the following effect:-

1. That petitioner will have no objection if the statements of witnesses are recorded in her absence but in the presence of her counsel.
2. That she will appear before the trial Court as & when required to do so by it.
3. That she will abide by any other condition imposed by the trial Court while granting her exemption from personal appearance.

With above observations, the present petition stands disposed of.

(RAJESH BHARDWAJ)
JUDGE

06.07.2021

lucky

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No