

CRM-M-40752-2021

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

CRM-M-40752-2021.
Date of Decision:-29.09.2021.

Rahul Arora

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Parneet Singh Baidwan, Advocate for
Mr. Tarun Sharma, Advocate for the petitioner.

Mr. Amit Mehta, Senior DAG, Punjab.

VIKAS BAHL, J. (Oral)

This is a petition under Section 482 Cr.P.C. for quashing the FIR No.0068 dated 16.06.2018 under Sections 406 and 120-B IPC, registered at Police Station Kulgari, District Ferozepur as well as all the subsequent proceedings arising therefrom.

Learned counsel for the petitioner has submitted that he may be permitted to withdraw the present petition to take up all the points at the appropriate stage before the learned trial Court. Learned counsel for the petitioner has, however, submitted that personal appearance of the petitioner may be exempted before the trial Court as the petitioner has to take care of his old parents, who are not keeping in good health and the petitioner is the sole bread-winner in his family.

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In view of the statement made by the learned counsel for the petitioner, the present petition is dismissed as withdrawn with the aforesaid liberty.

Personal appearance of the petitioner before the trial Court is exempted, subject to the following conditions:-

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

(VIKAS BAHL)
JUDGE

September 29, 2021.

sandeep

Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No