

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

130-4

CRM-M-24247-2022
Decided on : 30.05.2022

Amarjit Kaur

. . . Petitioner

Versus

Gursev Singh

. . . Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Aditya Dassaur, Advocate
for the petitioner.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of criminal complaint No. 150/2021 dated 02.08.2021 titled as “Gursev Singh Vs. Amarjit Kaur” under Section 138 of the Negotiable Instruments Act, 1881 along with all consequential proceedings conducted thereon including the summoning order dated 13.10.2021.

Learned counsel for the petitioner, after arguing for some time, seeks to withdraw the present petition with liberty to take up all the points which have been raised in the present petition, during the course of trial at the appropriate stage.

Learned counsel for the petitioner has further submitted that the petitioner is a 54 year old housewife and thus, prays that her personal appearance may be exempted before the trial Court.

In view of the above, the present petition is dismissed as withdrawn with the aforesaid liberty.

In the meantime, the 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 her identity as accused;*
- iv) *shall have no objection if the prosecution evidence is recorded in her absence but in the presence of his/her counsel;*
- v) *shall appear before the trial Court as and when required by the trial Court;*
- vi) *any other condition which the learned trial Court may impose.*

(VIKAS BAHL)
JUDGE

May 30th, 2022
Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No