

126 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13350-2022

Date of decision : 30.03.2022

Mehar Chand and another

.....Petitioners

versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Pratham Sethi, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing the FIR No.0022 dated 20.06.2019, under Sections 498-A, 406 of IPC, registered at Police Station Women, District Bathinda along with subsequent proceedings arising therefrom.

After arguing for some time, learned counsel for the petitioners submits that he may be allowed to withdraw the present petition with liberty to the petitioners to avail alternative remedy as available to them under the law. He has further submitted that the petitioners are senior citizen and as such, they be allowed exemption from personal appearance before the trial Court.

In view of the request made, main petition is dismissed as withdrawn with liberty as prayed for. However, it is directed that in case the petitioners file an appropriate application for exemption from their personal appearance during the trial, the trial Court is requested to consider such application and grant them exemption from their personal appearance during trial subject to their filing affidavit to the following effect:-

1. That they will have no objection if the statements of witnesses are recorded in their absence but in the presence of their counsel.

- 2. That they will appear before the trial Court as & when required to do so by it.
- 3. That they will abide by any other condition imposed by the trial Court while granting them exemption from personal appearance.

30.03.2022
m. sharma

(RAJESH BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No