

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(123)

CRM-M-16788-2022

Date of Decision: 26.04.2022

Malwinder Kaur & another

--Petitioners

Versus

State of Punjab & another

--Respondents

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

Present:- Mr. L.M. Gulati, Advocate for the petitioners.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 482 Cr.P.C praying for quashing of FIR No.176 dated 27.7.2019 registered under sections 406, 498-A IPC (subsequently added sections 493, 120-B IPC) at Police Station, Beas, District Amritsar and all the consequential proceedings arising therefrom.

Having argued the matter at some length, learned counsel for the petitioners prays for withdrawal of the present petition with liberty to avail the alternate remedies as available to the petitioners in accordance with law. He has further prayed that the petitioners, who are 65 years and 43 years old respectively, may be exempted from personally appearing before the Trial Court.

In view of the above, present petition is dismissed as withdrawn with the liberty, as prayed for.

As far as second prayer regarding exemption from personal appearance of petitioners is concerned, the trial Court is directed to consider the application moved by the petitioners for the grant of exemption from their personal appearance during trial subject to the petitioners filing affidavit to the following effect:-

1. That petitioners 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.

26.04.2022
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(RAJESH BHARDWAJ)
JUDGE

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