

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

CRM-M-19886-2022
Date of Decision: 29.08.2022

SATYAPAL AND ANOTHER .. PETITIONERS
VS.
STATE OF HARYANA AND ANOTHER .. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Dr. Anand K. Bishnoi, Advocate, for the petitioners.

Ms. Trishanjali Sharma, Deputy Advocate General, Haryana.

VIVEK PURI, J.(ORAL)

The petitioners are seeking to quash the FIR No.0111 dated 09.09.2019 registered at Police Station Women West, Gurugram, District Gurugram.

Status report by way of affidavit Surinder Kaur, Assistant Commissioner of Police, CAW, Gurugram on behalf of respondent No.1 has been placed on record.

Learned State counsel submits that precisely the adjournments were sought as some of the accused had not been appearing and seeking exemption from personal appearance in the trial Court.

The perusal of the reply indicates that on 18.08.2022, the petitioners have also moved an application for discharge in the trial Court which is still pending adjudication.

Faced with the situation, learned counsel for the petitioners has restricted his prayer only to the extent that petitioner No.1 is serving in Indian Air Force and is presently posted at Nagpur. Petitioner No.2 is the wife of petitioner No.1 and both of them have shifted the residence. Consequently, the personal appearance of petitioners may be exempted in

the trial Court. He further states that he may be allowed to withdraw the petition with liberty to raise all defence pleas at the appropriate stage of trial.

The petition is dismissed as withdrawn with the liberty aforesaid. However, the learned trial Court will look into the request for exemption from personal appearance of the petitioners during the course of trial in the event any such application is moved and if so, the same may be considered in accordance with law.

29.08.2022
smriti

(VIVEK PURI)
JUDGE

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