

CRM-M-21909 of 2022 (O&M)

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

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CRM-M-21909 of 2022 (O&M)

Date of decision:22.12.2022

Neel Kanth and another

... Petitioners

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Sandeep Sharma, Advocate
for the petitioners.

Ms. Mahima Yashpal, DAG, Haryana.

SUVIR SEHGAL, J. (Oral)

CRM No.32399 of 2022

Application is allowed as prayed for.

Leave is granted.

CRM-M-21909 of 2022 (O&M)

Instant petition has been filed under Section 482 Cr.P.C, seeking quashing of FIR No.39 dated 03.06.2020 registered under Sections 498-A, 323, 406, 506 IPC at Women Police Station Narnaul, District Mahendergarh (Annexure P-1) alongwith all consequential proceedings arising therefrom.

After arguing for sometime, counsel for the petitioners does not press the petition. He, however, submits that as the petitioners, who are the parents-in-law of the complainant, are of an advanced age and residing in District Jaipur, their personal appearance may be exempted before the Trial

Court.

Heard counsel for the parties.

It has been informed by the State counsel that challan has been presented, charge has been framed and the complainant has been summoned for her examination.

Noticing the fact that the trial has started, age of the petitioners as well as distance which they will likely have to travel to attend the proceedings, this Court deems it appropriate to direct that their personal presence be exempted from the Trial Court subject to the following conditions:-

- (i)

That the counsel for the petitioners will keep on appearing in the Court on each and every date of hearing.
- (ii)

That the counsel for the petitioners will give undertaking before the Court about the instructions of the petitioners to cross-examine the witnesses in their absence.
- (iii)

That the petitioners will not dispute the identity of the witnesses examined in their absence.
- (iv)

That the petitioners will give undertaking in the Court that they will put in appearance as and when required by the Trial Court.

Petition is disposed of.

December 22, 2022

savita

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes
Whether Reportable	Yes/No