

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

CRM-M-47766-2017 (O&M)

Date of decision: 22.03.2022

Amrita and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Yogesh Goel, Advocate
for the petitioners.

ARVIND SINGH SANGWAN, J. (Oral)

At the very outset, learned counsel for the petitioners submits that he may be permitted to withdraw the present petition with liberty to raise all the pleas/defence during the course of trial. It is further submitted that petitioner No. 1, who is a lady, may be permitted to move an application for exemption of her personal appearance before the trial Court.

Dismissed as withdrawn with liberty as prayed for.

In case, petitioner No. 1 moves an appropriate application seeking exemption from her personal appearance, the trial Court shall grant her such exemption, subject to following conditions that she:

- (i) shall be represented through 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 her counsel;
- (v) shall appear before the trial Court as and when required by the trial Court; and
- (vi) any other condition which the trial Court may impose.

22.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*