

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-28311-2022
Date of decision : 07.07.2022

Amarjit Kaur

... Petitioner

Versus

Rajesh Bajaj

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Aditya Dassaur, Advocate
for the petitioner.

VIKAS BAHL, J.(ORAL)

This is a petition under Section 482 Cr.P.C. with a prayer for quashing of criminal complaint no.754/2021 dated 18.08.2021 titled as “Rajesh Bajaj vs. Amarjit Kaur” under Section 138 of the Negotiable Instruments Act, 1881 and all consequential proceedings conducted thereon qua the petitioner.

Learned counsel for the petitioner, after arguing for some time, seeks to withdraw the present petition with liberty to take up all the points which have been raised in the present petition, during the course of trial at the appropriate stage.

Learned counsel for the petitioner has further submitted that the petitioner is a 54 year old housewife and thus, prays that her personal appearance may be exempted before the trial Court. Learned counsel for the petitioner has further submitted that the petitioner would comply with all the orders passed by the trial Court subject to legal remedies available with

the petitioner.

In view of the above, the present petition is dismissed as withdrawn with the aforesaid liberty.

In the meantime, the personal appearance of the petitioner before the trial Court is exempted, subject to the following conditions:-

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

(VIKAS BAHL)
JUDGE

July 07, 2022
Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No