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

CRM-M-35539-2021

Date of decision : 14.03.2022

Harpreet Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ashish Soi, Advocate for the petitioners.

Mr. Sarabjit S. Cheema, AAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for quashing of FIR No.110 dated 05.03.2021 registered under Sections 420, 120-B of the Indian Penal Code, 1860 at Police Station Division No.5, District Ludhiana and all the consequential proceedings arising therefrom.

After arguing for sometime, learned counsel for the petitioners seeks permission of this Court to withdraw the present petition with liberty to the petitioners to take up all the points as raised in the present petition and available to them, at the relevant stage before the trial Court. He further prays that the present petition may kindly be disposed of as withdrawn.

In view of the above, the present petition is disposed of as

withdrawn with liberty aforesaid.

Learned counsel for the petitioners has further made a prayer that there is possibility that the matter may be finally compromised and has also stated that petitioner No.2 is lady and she has minor children to take care of and thus, prays that her personal appearance before the trial Court may kindly be exempted.

Keeping in view the abovesaid facts and circumstances moreso, the fact that since petitioner No.2 is lady and she has minor children to take care of, thus, the personal appearance of petitioner No.2 before the trial Court is exempted, subject to the following conditions:-

- i) Petitioner No.2 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;
- vi) any other condition which the trial Court may impose.

In case, subsequently, there is compromise effected between the parties, the parties can file fresh petition for quashing of FIR on the basis of compromise.

14.03.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No