

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-36826-2022
Date of decision : 23.08.2022

Lakha Ram Davesar and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Lalit Singla, Advocate
for the petitioners.

Mr.P.S. Grewal, DAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a petition under Section 482 Cr.P.C. for quashing of FIR no.0031 dated 16.03.2019 registered under Sections 406, 420 and 120-B IPC at Police Station Amloh, District Fatehgarh Sahib and all the subsequent proceedings arising therefrom.

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

Learned counsel for the petitioner has submitted that petitioner no.2 is a 44 year old lady and is a resident of village Bishanpura, Zirakpur, District SAS Nagar whereas the trial is proceeding in Amloh, District Fatehgarh Sahib and thus, has prayed that personal appearance of petitioner no.2 be exempted.

In view of the statement made by learned counsel for the

aforesaid. However, the personal appearance of the petitioner before the trial Court is exempted, subject to the following conditions:-

- i) Petitioner 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.

(VIKAS BAHL)
JUDGE

August 23, 2022
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No