

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-42456-2022
Date of decision : 15.09.2022

Baldev Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Amandeep Singh Saini, Advocate
for the petitioner.

Mr.Tarun Aggarwal, Sr. DAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a petition under Section 482 Cr.P.C. praying for quashing of FIR No.224 dated 16.10.2018 registered under Sections 454, 380, 448, 120-B IPC at Police Station City Moga, District Moga as well the summoning order dated 24.03.2022 and also the order of framing of charges dated 06.06.2022.

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 in accordance with law. Learned counsel for the petitioner has submitted that the petitioner is 55 years old Ex-Sarpanch and he has been summoned under Section 319 Cr.p.C. and after summoning, he has appeared at the time of framing of charges and thus, prayed that the personal appearance of the petitioner be exempted.

petitioner, the present petition is dismissed as withdrawn with the liberty aforesaid. The personal appearance of the petitioner before the trial Court is exempted, subject to the following conditions:-

- i) Petitioner shall be represented through his counsel;
- ii) shall not delay/stall the trial proceedings;
- iii) shall not dispute his identity as accused;
- iv) shall have no objection if the prosecution evidence is recorded in his absence but in the presence of his 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

September 15, 2022

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No