

CRM-M-46181-2022

Date of Decision: 18.10.2022

Jagdish Kaur

..... Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Rahul Sharma, Advocate, for the petitioner.

Mr. Sandeep Kumar, Deputy Advocate General, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for quashing of the FIR No.280 dated 10.11.2021, registered under Sections 323, 354, 506, 341, 34 IPC, at Police Station Moti Nagar, District Police Commissionerate Ludhiana and all the subsequent proceedings arising therefrom.

After arguing at length, learned counsel for the petitioner prays for withdrawal of the petition with liberty to agitate her claim before the trial Court. He, however, prays that the personal appearance of the petitioner, who is an aged lady, be exempted during the trial before the trial Court.

In view of his request, the present petition is dismissed as withdrawn of with liberty to the petitioner to agitate her claim before the trial Court at an appropriate stage. The petitioner may file an application for exemption from her personal appearance before the trial Court and the trial Court is directed to consider the same and grant her exemption from personal appearance during trial subject to her filing affidavit to the following effect:-

1. That she will have no objection if the statements of witnesses are recorded in her absence but in the presence of her counsel.

- 2. That she will appear before the trial Court as & when required to do so by it.
- 3. That she will abide by any other condition imposed by the trial Court while granting her exemption from personal appearance.

(RAJESH BHARDWAJ)
JUDGE

18.10.2022
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Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No