

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

115 CRM-M-22034-2023
Date of Decision: 03.05.2023

T. RadhaPetitioner
Versus

Central Bureau of InvestigationRespondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Ms. Sumanjit Kaur, Advocate
for the petitioner.

Ms. Shubhra Singh, Advocate for the respondent-CBI

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
RC0024	10.11.2012	CBI, SPE, Chandigarh	120-B r/w 419, 420, 465, 467, 468, 471 and 511 IPC

The limited prayer for which the petitioner has come up before this Court to seek exemption from personal appearance before the trial Court on the ground that she is resident of Andhra Pradesh and she is unable to attend trial Court on each and every date because distance is so long and she has to spend a lot of money on every date.

2. The nature of the order this Court proposes to pass, no notice is required to be issued to the respondent-CBI because no prejudice is likely to cause to anybody.

3. At this stage, counsel for the petitioner submits that she would not claim any prejudice in case witnesses are examined in her absence or proceeding recorded in her counsel presence.

4. Given the statement of counsel for the petitioner, on this ground alone, the present petition is allowed. The petitioner is exempted from personal appearance before the trial Court and is permitted to appear through counsel on all dates except at the time of framing of charges if not already framed, for the purpose of identification, recording of statement under Section 313 CrPC, for her evidence in defence if she wants to appear and

at the time of pronouncement of final judgment. Trial Court may ask him to appear on any other hearing by passing a order, if need so arise. It is clarified that the petitioner-accused shall not claim any prejudice in this regard in any Court. It is further clarified that the petitioner shall not take any adjournment before the trial Court except of exceptional circumstances.

Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

03.05.2023
Jyoti-II

Whether speaking/reasoned	Yes/no
Whether reportable?	Yes/no