

117 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-61568-2023 (O&M)
Date of Decision: 08.12.2023

SANDEEP JAIN AND ANR.

...PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vipin Mahajan, Advocate
for the petitioners.

HARPREET SINGH BRAR J. (ORAL)

1. Learned counsel for the petitioners wishes to withdraw the present petition with liberty to raise all the pleas taken in the present petition at the appropriate stage during the course of the trial. However, keeping in view the petitioners are residents of Delhi and petitioner No. 2 is a household lady and it causes great inconvenience and hardships to them to attend the trial at Gurdaspur. Thus keeping in view the law laid down in *Suresh Kumar and another vs. State of Haryana and another, 2023(2) PLR 438*, the personal appearance of the petitioners before the trial Court is exempted subject to the following conditions:-

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

- v) shall appear before the trial Court as and when required; and
- vi) any other condition which the trial Court may impose.

08.12.2023

(HARPREET SINGH BRAR)

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JUDGE

Whether speaking/reasoned

Whether reportable

Yes/No

Yes/No