



208 **IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH**

CRM-M-5557-2020 (O&M)
Date of Decision: 22.07.2024

GAURAV BHOLE AND OTHERS

...Petitioners

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

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

Mr. Sandeep Kumar, DAG Punjab.

Mr. Jasraj Singh, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (Oral)

Mr. Abhinav Singla, Advocate has filed fresh power of attorney on behalf of petitioners bearing No-Objection from the previous counsel. Same is taken on record.

Learned counsel for the petitioners, after arguing for sometime, wishes to withdraw the present petition and seeks liberty to take all the pleas raised in the present petition at the appropriate stage during the course of the trial. Learned counsel further submits that petitioners No. 2 and 3 are senior citizens and petitioner No. 1 is brother-in-law of the husband of respondent No. 2 and they are residents of District Fatehgarh Sahib and trial of the case FIR(supra) is progressing at Phagwara and attending trial on each and every date would cause great hardship and inconvenience to the petitioners.

Dismissed as withdrawn with liberty as aforesaid.

In view of the ratio laid down by this court in *CRM-M-25963-2023*

titled as '**Suresh Kumar and another Vs. The State of Haryana and another**'



CRM-M-5557-2020 (O&M)

-2-

2023 (2) Law Herald 1498, the personal appearance of the petitioners before the learned trial Court is ordered to be exempted, subject to the following conditions:-

- (i) petitioners shall be represented through their counsel;
- (ii) shall not delay/stall the proceedings;
- (iii) shall not dispute their identity;
- (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 Court as and when required; and
- (vi) any other condition, which the Court below may impose.

22.07.2024
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No