



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

**CRR-305-2022 (O&M)
Date of Decision: 04.12.2024**

PARAMJIT SINGH AND ANOTHER

...Petitioners

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. A.P.S. Deol, Senior Advocate with
Mr. Himmat Singh Deol, Advocate for the petitioners.
Mr. Sandeep Kumar, DAG Punjab

HARPREET SINGH BRAR J. (Oral)

1. Instant petition has been filed challenging the impugned order dated 02.12.2021 passed by the learned Additional Sessions Judge, Amritsar, whereby, the petitioners have been summoned under Section 319 Cr.P.C to face trial in case FIR No.194 dated 20.08.2019 registered under Sections 308, 315, 323, 498-A, 34 of Indian Penal Code, 1860 at Police Station Civil Lines, District Amritsar.

2. Learned Sr. Advocate for the petitioners 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 trial. However, learned Sr. Advocate confines his prayer to the effect that petitioners have been falsely implicated in the present case only for the reason that they are parents-in-law of respondent No. 2 and they have been found to be innocent during the course of investigation and attending trial on each and every date would cause great hardship and inconvenience to them. Therefore, he prays for exemption from personal appearance of the petitioners from the trial Court.

3. In view of the above, present revision petition stands dismissed as

withdrawn with liberty as aforesaid. However, 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’ 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.

04.12.2024

Ajay Goswami

(HARPREET SINGH BRAR)

JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No