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IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-15909-2024 (O&M)  
Date of decision: 02.04.2024

Ravinder Singh and others

... Petitioners

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vivek Gupta, Advocate  
for the petitioners.

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HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to the learned trial Court to conclude the trial of FIR No.77 dated 13.03.2019 under Sections 498-A & 406 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Model Town, Hoshiarpur, in a time bound manner.
2. Learned counsel for the petitioners wishes to withdraw the present petition. However, he confines his prayer to the extent that petitioners No.2 to 5 have been implicated as accused in the FIR (*supra*) only being blood relation of petitioner No.1, in a matrimonial dispute between petitioner No.1 and his wife-respondent No.2. It is further contended that charges in the present case were framed on 19.07.2021 and the trial is still at the stage of recording the

prosecution evidence and attending trial on each and every date would cause great inconvenience and hardship to petitioners No.2 to 5 and prays that their personal appearance before the learned trial Court may be exempted.

3. In view of the above, the instant petition is dismissed as withdrawn. 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***, personal appearance of petitioners No.2 to 5 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 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.*

02.04.2024  
*vishnu*

[ HARPREET SINGH BRAR ]  
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No