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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-17853-2024 (O&M)
Date of decision: 10.04.2024

Sulochana Rajkumar Dulgaj and others

... Petitioners

Vs.

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Chetan Kapoor, Advocate
for the petitioners.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.82 dated 22.11.2022 under Sections 323, 354, 377, 406, 498-A, 506 of IPC, registered at Women Police Station Assand Karnal, District Karnal and all the subsequent proceedings initiated thereupon.
2. Learned counsel for the petitioners submits that the petitioners are mother-in-law, sister-in-law and brother-in-law of the complainant and all of them are living separately and have no involvement in her marital life. They have been falsely implicated in the FIR (supra) only being family members of husband of the complainant. He wishes to withdraw the present petition with liberty to raise all the pleas taken in the present petition at the appropriate stage during course of the trial. However, he confines his prayer to the extent that the

petitioners are residents of Pune in Maharashtra and trial of the FIR (supra) is pending at Karnal, therefore, attending trial on each and every date would cause great inconvenience and hardship to them and prays that personal appearance of the petitioners before the learned trial Court may be exempted.

3. In view of the above, the instant petition is dismissed as withdrawn with the liberty aforesaid.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***, personal appearance of the petitioners before the learned trial Court is ordered to be exempted, subject to the following conditions:-

- i) petitioners will be represented through their counsel;*
- ii) will not delay/stall the trial proceedings;*
- iii) will not dispute their identity as accused;*
- iv) will have no objection if the prosecution evidence is recorded in their absence but in the presence of their counsel;*
- v) will appear before the trial Court as and when required; and*
- vi) any other condition, which the trial Court may impose.*

10.04.2024
vishnu

[HARPREET SINGH BRAR]
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No