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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23596-2024

Date of decision: 10.05.2024

Daljeet Kaur

....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Gurminder S. Salana, Advocate
for the petitioner.

Mr. Subhash Godara, Addl.A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.298 dated 18.11.2022 (Annexure P-1) under Sections 354-D/384/511/120-B of IPC and Section 66 (C) I.T. Act, registered at Police Station Model Town, Hoshiarpur District Hoshiarpur, challan report under Section 173 Cr.P.C. dated 30.11.2023 (Annexure P-6), under Sections 384/354-D/506/511/120-B/201 of IPC and 66 (C) I.T. Act, impugned order framing of charges dated 15.02.2024 (Annexure P-7) and impugned charge sheet dated 15.02.2024 (Annexure P-8) under Sections 384/35-D/509/201/120-B of IPC.

Learned counsel for the petitioner wishes to withdraw the present petition with liberty to raise all the pleas taken in the present petition before the learned trial Court at appropriate stage during the course of trial. However, he confines his prayer to the extent of seeking exemption of the petitioner from personal appearance before the learned trial Court as the petitioner is a lady and



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she is resident of Chandigarh, however, the trial of the FIR (*supra*) is pending at Hoshiarpur, therefore, attending trial on each and every date would cause great hardship and inconvenience to her as well as affect her livelihood.

The instant petition is dismissed as withdrawn with the liberty aforesaid.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, the personal appearance of the petitioner before the learned trial Court is ordered to be exempted, subject to the following conditions:-

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

(HARPREET SINGH BRAR)
JUDGE

10.05.2024

Neha

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