

2024:PHHC:086377



130.

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

CRM-M-32485-2024

Date of decision: 11.07.2024

Mukel Bansal and others

.... Petitioners

Versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Ramneek Vasudeva, Advocate, for the petitioners.

Ms. Manjot Kaur, AAG, Punjab.

GURBIR SINGH, J. (Oral)

After arguing for some time, learned counsel for the petitioners seeks to withdraw present petition with liberty to raise all the pleas before the court concerned. However, he submits that personal appearance of the disable person i.e. petitioner No.1-Mukel Bansal may be dispensed with before the trial Court.

Keeping in view the Disability Certificate dated 16.11.2016 (Annexure P-6) of petitioner No.1-Mukel Bansal, whereby degree of disability has been shown as 50% and in Unique Disability ID dated 31.01.2019 percentage of disability is shown as 75%, the personal appearance of petitioner No.1-Mukel Bansal would remain dispensed with before the court, subject to his furnishing affidavit that he would not dispute

his identity, he would have no objection if evidence is recorded in his absence but in presence of his counsel and in case his counsel does not appear, then trial Court is free to vacate the order. In case of default, the trial Court/concerned Court can pass order and ask the petitioner to personally appear. The trial Court/concerned court if feels that presence of petitioner is necessary on particular date, then can ask him to appear in person on that day.

Dismissed as withdrawn with liberty aforesaid.

(GURBIR SINGH)
JUDGE

July 11, 2024
sanjeev

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