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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-28811-2023 (O&M)
Date of decision: 10.04.2024

Loveleen Kaur and others

... Petitioners

Vs.

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. C.S. Rana, 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.009 dated 24.01.2023 under Sections 323, 325, 149 of IPC and Sections 498-A, 379, 506 of IPC (added later on), registered at Police Station Division No.4, District Ludhiana and all the subsequent proceedings initiated thereupon, including the report dated 25.04.2023 filed under Section 173 Cr.P.C. (Annexure P-8).

2. Learned counsel for the petitioners submits that petitioners No.1 & 2 are sisters-in-law (*nanad*), whereas petitioner No.3 is sister-in-law (*jethani*) of the complainant and they have no involvement in her marital life. 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 since the petitioners are household ladies, attending trial on each and every date would cause great inconvenience and hardship not only to them, but also to their children and families 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 In view of the above, the instant petition is dismissed as withdrawn with the liberty aforesaid.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