

123 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35411-2023
Date of decision: 26.02.2024

PARAMJIT KAUR @ RAOJI
...PETITIONER
V/S

STATE OF PUNJAB AND ANOTHER
...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Deepak Arora, Advocate
for the petitioner.

HARPREET SINGH BRAR J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.0097 dated 23.03.2023 registered under Sections 323/341/506 of Indian Penal Code at Police Station Rama Mandi, District Police Commissionerate, Jalandhar and all the subsequent proceedings arising out of the FIR.

2. Learned counsel for the petitioner, at the outset, submits that he may be allowed to withdraw the present petition, with liberty to raise all the pleas taken in the present petition before the learned trial Court, at the appropriate stage. However, he confines his prayer to the extent that petitioner being a household lady having minor children, her personal appearance before the learned trial Court may kindly be exempted, as attending the trial on each and every date would cause her grave hardship and inconvenience to her.

3. The instant petition is dismissed as withdrawn with the liberty as prayed for. 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.

February 26, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |