

CRM-M-54285-2023
Date of decision: 28.02.2024

Brinda JajooPetitioner

Versus

Siemens Financial Services Pvt. Ltd. ...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Sahil Khunger, Advocate
for the petitioner.

HARPREET SINGH BRAR, J. (ORAL)

Learned counsel for the petitioner wishes to withdraw the present petition with liberty to raise all the pleas taken in the present petition. 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 attending trial on each and every date would cause great hardship and inconvenience to her and her family members.

The instant petition is dismissed as withdrawn with the liberty aforesaid.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

28.02.2024
Neha

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