



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

**CRM-M-58963-2022
Date of decision: 13.12.2024**

RIPUDAMAN SHARMA AND ANOTHER

...PETITIONERS

V/S

STATE OF HARYANA AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ashok Kumar Jindal, Advocate
for the petitioners.

Mr. Vikas Bhardwaj, AAG, Haryana.

Mr. G.C. Shahpuri, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. Present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.371 dated 04.11.2022 registered under Sections 323/34/406/498-A/506 IPC at Police Station Sector-14, Gurugram (Annexure P-1) and all the subsequent proceedings arising therefrom.

2. Learned counsel for the petitioners wishes to withdraw the present petition and seeks liberty to raise all the pleas taken in the present petition, at the appropriate stage, during the course of trial and confines his prayer to the extent that petitioner No.1 is senior citizen and petitioner No.2 is also 59 years of age and they have been entangled in this case only for the reason that they are parents-in-law of respondent No.2 and they are residing at New Delhi, whereas the trial of the FIR (*supra*) is proceeding at District Gurugram and attending the trial on each and every date would cause great inconvenience and hardship to them.

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 The instant petition is dismissed as withdrawn with the liberty as prayed for.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 petitioners before the learned trial Court is ordered to be exempted, subject to the following conditions:-

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

December 13, 2024
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(HARPREET SINGH BRAR)
JUDGE

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