



123

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

CRM-M-40286-2024

Date of decision: 22.01.2025

Vinod Panwar

....Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Tanmoy Gupta, Advocate
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.410 dated
27.08.2018 under Sections 120-B/406/420/506 of IPC registered at Police
Station Hodal, District Palwal, Haryana (Annexure P-1) and charge sheet dated
20.09.2019 (Annexure P-7) and all consequential proceedings arising
therefrom.

Learned counsel for the petitioner wishes to withdraw the present
petition with liberty to raise all the pleas taken in the present petition before the
learned trial Court at appropriate stage during the course of trial. However, he
confines his prayer to the extent of seeking exemption of the petitioner from
personal appearance before the learned trial Court.

The instant petition is dismissed as withdrawn with the liberty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

**CRM-M-40286-2024****-2-**

before the learned trial Court is ordered to be exempted, subject to the following conditions:-

- i) petitioner shall be represented through his counsel;
- ii) shall not delay/stall the trial proceedings;
- iii) shall not dispute his identity as accused;
- iv) shall have no objection if the prosecution evidence is recorded in his absence but in the presence of his 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

22.01.2025*Neha*

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