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CRM-M-43170-2025

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2025.PHHC.157329



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

CRM-M-43170-2025

Date of decision: 13.11.2025

VIKRAM TYAGI

....Petitioner

Versus

RAJESH KUMAR

....Respondent

CORAM:- HON'BLE MS. JUSTICE RUPINDERJIT CHAHAL

Present:- Mr. Sarun Hans, Advocate
for the petitioner.

.....

RUPINDERJIT CHAHAL, J. (ORAL)

Instant petition under Section 447 of BNSS, 2023 read with Articles 226/227 of the Constitution of India has been filed for transfer of complaint under Section 138 of the Negotiable Instruments Act, 1881 from Hisar to a competent Court at Chandigarh on medical grounds and for grant of exemption from personal appearance.

It is inter alia contended by learned counsel for the petitioner that the petitioner has filed a complaint case under Section 138 of the Negotiable Instruments Act and the same is pending before learned Judicial Magistrate Ist Class, Hisar and the matter is presently at the stage of cross-examination of complainant. He contends that the petitioner has been seeking exemption from personal appearance before the learned Trial Court at Hisar since 01.10.2024 due to critical health condition as he is on dialysis and it is not possible for him to travel long distance. To support his contention he has placed on record copy of medical reports as



At this stage, learned counsel for the petitioner restricts his prayer that the petitioner be permitted to appear before the learned Trial Court through video-conferencing.

Heard.

In view of the limited prayer of the petitioner and keeping in view the facts and circumstances of the present case and medical condition of the petitioner, the request of the petitioner for exemption from personal appearance before the learned Trial Court at Hisar is allowed.

The learned Trial Court concerned is directed to allow the petitioner to attend the proceedings preferably through video-conferencing. The petitioner is directed to move a prior application in that regard before the learned Trial Court before every date of hearing and the learned trial Court shall consider it liberally.

Disposed of.

13.11.2025

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- i) Whether speaking/reasoned?
- ii) Whether reportable?

(RUPINDERJIT CHAHAL)
JUDGE

Yes/No
Yes/No