



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

CRM-M-26157-2025
Date of decision: 14.05.2025

MANJEET

...PETITIONER

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Deepak, Advocate for the petitioner.

Mr. Subhash Godara, Addl. A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

1. Prayer in the present petition filed under Section 528 BNSS, 2023 for quashing of FIR bearing No.107 dated 07.06.2018 registered under Section 304-A of Indian Penal Code at Police Station Phase-I, Mohali, District SAS Nagar, Mohali (Annexure P-1).
2. Learned counsel for the petitioner 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 of exemption from his personal appearance before the learned trial Court as the FIR (*supra*) was registered on 07.06.2018 and till date, even charges have not been framed. As such, attending the trial on each and every date causes great inconvenience and hardship to him.
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 The instant petition is dismissed as withdrawn with the liberty as prayed for.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-**



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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 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.

May 14, 2025
manisha

(HARPREET SINGH BRAR)
JUDGE

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