

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2025:PHHC:118007



(123)

CRM-M-48828-2025
Decided on : 02.09.2025

Kulvir Singh

.....Petitioner(s)

Versus

State of Punjab and another

.....Respondent(s)

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Kanishk Swaroop, Advocate for the petitioner (s).

Sumeet Goel (Oral):

1. The substantive prayer made in the petition in hand reads thus:

“A. Quash the Complaint bearing "COMI/3/2019" titled as 'Jatinder Singh v. Balvir Singh and Others' pending before Ld. JMIC, Payal, Ludhiana (Annexure P-1) along with all subsequential & consequent proceedings arising of; as well as the Order dated 21.04.2023 (Annexure P-2), whereby, the petitioner have been summoned to face trial u/s 323, 452, 506 r/w 34 IPC, keeping in view the facts and circumstances, in the interest of justice.

B. Exempt the personal appearance of the petitioner and further, permit him to appear through his counsel/pleader.”

2. Learned counsel appearing for the petitioner, after arguing for sometime seeks to withdraw the petition in hand in so far as the first substantive prayer is concerned. He, however, seeks to raise all pleas available to him at the relevant stage of trial. Ordered accordingly.

3. Learned counsel for the petitioner while pressing upon second prayer has submitted that the petitioner is an Army man and has clean antecedents.

4. Keeping in view the entirety of the facts and circumstances of the case in hand, this Court does not deem it appropriate to call upon the respondent, at this stage.

5. Having heard learned counsel for the petitioner and upon perusal of the record, personal presence of the petitioner is exempted, subject to following conditions:

- (i) He will be represented by a counsel;
- (ii) He will not delay in proceedings of the trial Court;
- (iii) He will have no objection if the evidence produced by the complainant is recorded in his absence but in presence of his counsel;
- (iv) He will appear before the trial Court as and when required by the trial Court and any other condition which the trial Court may impose.

6. Disposed of, accordingly.

September 02, 2025

Naveen

**(SUMEET GOEL)
JUDGE**

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No