

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

**C.R.M-M No.16885 of 2014
Date of Decision : 29.01.2015**

Sandeep

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Deepak Sonak, Advocate
for the petitioner.

Mr. Ashish Yadav, Addl.A.G., Haryana.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.141 dated 03.06.2013 registered under Sections 302, 148, 149, 120-B IPC and Section 25 of the Arms Act at Police Station Julana, District Jind.

On the last date the following order was passed:-

“Learned Addl.A.G. on instructions from ASI Nafe Singh, states that pursuant to order dated 02.12.2014, 11 more witnesses have been examined i.e. on 15.12.2014 and 02.01.2015 and the remaining witnesses have been summoned for 22.01.2015 and prays for a short adjournment to wait the

outcome of that hearing and undertakes that as far as possible the endeavour of the prosecution would be to conclude the evidence on that date.

Adjourned to 29.01.2015.”

It is stated by the learned Additional Advocate General that on 22.01.2015 there was a rally of the Prime Minister in Panipat and for that reason the witnesses could not be examined and the matter is now fixed for 11.02.2015. On instructions from ASI Ramesh Kumar, the learned Additional Advocate General undertakes that the prosecution will lead its entire evidence on the next date subject to the petitioner not obstructing the same.

Learned counsel for the petitioner has argued that the only role attributed to the petitioner was that he was sitting in the get-away car.

In these circumstances, even though I dismiss this petition at this stage yet it is directed that if the prosecution does not lead its entire evidence on 11.02.2015 as undertaken by the learned Additional Advocate General subject to the petitioner not obstructing the same, the trial Court shall release the petitioner on bail to its satisfaction.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

January 29, 2015

ashish

**(AJAY TEWARI)
JUDGE**