

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

CRM No.M-17834 of 2015

Date of Decision: August 27, 2015

Sanjay

.... Petitioner

vs.

State of Haryana

.... Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr. R.K. Agnihotri, Advocate for the petitioner.

Mr. Samarvir Singh, Deputy Advocate General, Haryana.

- 1. Whether Reporters of Local Newspapers 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?*

Kuldip Singh J.(Oral)

This is the second petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.88, dated 10.03.2013, under Sections 302, 120-B, 34 IPC and Section 25 of the Arms Act, 1959 registered at Police Station Ganaur, District Sonapat.

A perusal of the last order dated 08.07.2015 shows that this Court had ordered the prosecution to produce all the unexamined witnesses before the lower court. DAG, Haryana states that on the last date of hearing before the lower court, one of the co-accused, namely, Smt. Lalita Sharma had absented herself and now the case is fixed for procuring her presence.

In these circumstances, there is no fault on the part of the prosecution in not examining the remaining witnesses.

Keeping in view the seriousness of the the matter, I do not find any fresh ground to grant regular bail to the petitioner at this stage.

Accordingly, the present petition is dismissed.

However, the State is directed to arrest Smt. Lalita Sharma and produce her before the lower court, which shall expeditiously dispose of the case by granting short adjournments.

August 27, 2015
sarita

(KULDIP SINGH)
JUDGE