

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

**C.R.M-M No.25311-2015
Date of decision : 29.09.2015**

Jeet Singh

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. S.P.S. Sidhu, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

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.148 dated 26.08.2012 registered under Sections 302, 148, 149 IPC and Sections 25, 27, 54, 59 of the Arms Act at Police Station Fazilka, District Fazilka.

Learned counsel for the petitioner states that the petitioner has now been in custody for three years and one month and the trial is not likely to be concluded in the near future.

Learned Deputy Advocate General has accepted these factual assertions but argued that delay has occurred not due to prosecution but due to the circumstances beyond the control of the trial Court. Learned Deputy Advocate General on instructions from ASI Gurmeet Singh states that there are 4 eye witnesses and 2 of them have been examined in chief. He further states that the examination of the remaining eye-witnesses will be concluded on or before 15.11.2015 and till such time the bail should not be granted to the petitioner.

I find this to be a fair submission. In the circumstances, in view of the undertaking given by the learned Deputy Advocate General, it is directed that in case the prosecution does not examine the two eye-witnesses on or before 15.11.2015 (subject to the petitioner not obstructing the same) the petitioner be released on bail to the satisfaction of the trial Court.

Petition stands disposed of in the above terms.

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

September 29, 2015

pooja sharma-I

**(AJAY TEWARI)
JUDGE**