

CRM-M-10332-2016

Date of Decision : 05.05.2016

Vikas @ Vicky

.....Petitioner

versus

State of Haryana

....Respondent

**CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI****Present:** Mr. A.S. Ahluwalia, Advocate  
for the petitioner.

Mr. C.S. Bakhshi, Addl.AG, Haryana.

**M.M.S. BEDI, JUDGE (ORAL)**

The petitioner along with Rajbir Singh, Sohan Lal, Sandeep, Channi and Kala along with 4-5 other persons allegedly attacked Rahul Sharma on account of dispute regarding business of Taxis between Rajbir and the deceased, as a result of which Rahul Sharma died on 17.02.2015.

Learned counsel for the petitioner submits that the incidence of assault is 16 days old and there has been a delay of 16 days in lodging of FIR.

Learned State counsel informs that 22 out of total 25 prosecution witnesses, stand already examined. I have heard learned counsel for the petitioner. The petitioner as a member of unlawful assembly, is alleged to have assaulted Rahul Sharma. In view of the present status of the trial, which is at penultimate stage, the claim of the petitioner for bail cannot be appreciated without expression of any opinion on the evidence which has already been brought on record. In the interest of justice, I deem it appropriate to dispose of this petition at

this stage with a direction to the trial Court to make earnest endeavour to conclude the trial within a period of three months after the next date of hearing. In case for any reason, the trial is not concluded within a period of three months, after the next date of hearing, it will be open to the petitioner to approach this Court again for grant of bail.

**(M.M.S. BEDI)**  
**JUDGE**

**05.05.2016**  
*Neha*