

CRM-M-1261-2016

Date of Decision : 02.06.2016

Lakhbir Singh

.....Petitioner

versus

State of Haryana

....Respondent

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

Mr. G.S. Salwara, D.A.G., Haryana.

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

Petitioner has been in custody with effect from 13.08.2013 for having been found sitting on the rear seat of the car with 120 kg of poppy husk while two co-accused of the petitioner escaped in presence of police party. The co-accused of the petitioner who was not arrested from the spot has been granted concession of bail. The period of two years and nine months has elapsed and only nine out of twelve witnesses, stand examined. Remaining three witnesses are to be examined on 01.07.2016.

Learned counsel for the petitioner submits that the petitioner is handicapped person and has been involved in the case falsely because the two occupants of the car having escaped.

I have considered the duration of detention of the petitioner as well as the stage of the trial when only three witnesses remain to be examined.

This petition is disposed of with a direction that trial Court shall make an earnest endeavour to ensure that all the remaining

prosecution witnesses are examined by 01.07.2016. If for any reason, all the prosecution witnesses are not examined by 01.07.2016, the trial Court shall give a short date and make an effort to conclude the trial by 31.08.2016 by giving fair opportunity to the petitioner to lead defence evidence. In case, the trial is not concluded by 31.08.2016, the trial Court shall release the petitioner on bail on his furnishing bail bonds/surety bonds to its satisfaction after the said date without seeking any extension for disposal from this Court for conclusion of the trial.

(M.M.S. BEDI)
JUDGE

02.06.2016
Neha