

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

CRM-M-129-2016 (O&M).

Decided on: June 2, 2016.

Paramjit @ Chiptu

.. Petitioner(s)

VERSUS

State of Haryana

.. Respondent(s)

* * *

CORAM:

HON'BLE MR.JUSTICE M.M.S.BEDI

* * *

PRESENT

**Mr.Dalip Kumar Tuteja, Advocate,
for the petitioner.**

Mr.Surender Singh Pannu, DAG., Haryana.

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

With the assistance of State counsel, I have gone through the statement of Harwinder Singh who states that two knife blows were given by the petitioner. The petitioner accompanied by Manjit, Ankit and Ajmer had allegedly assaulted the complainant Harwinder Singh. Ankur was found innocent. Ajmer is stated to be in coma on account of which circumstance, the trial is not proceeding.

In view of the injury attributed to the petitioner with knife on the left arm of the complainant and the abdominal part, no ground is made out for the grant of concession of bail to the petitioner. The petition is dismissed. However, it is directed that in case the presence of co-accused Ajmer is not possible on account of his ill-health, the trial Court shall examine his personal appearance in the exercise of powers under Section 273 Cr.P.C. and proceed with the trial to examine the statement of the witnesses after framing charges. Another alternative may be that the trial Court may further exercise discretion to separate the trial of Ajmer as the petitioner has been in custody w.e.f. 9.9.2015 and the trial is not proceeding on account of ill-health of Ajmer who is stated to be in coma. It will be open to the petitioner to approach this Court again in case the complainant is not examined within a period of three months after the next date of hearing.

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

June 2, 2016.