

CRM-M-3359-2016

Date of Decision : 24.05.2016

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.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. M.S. Saini, Advocate for
Mr. Ritesh Pandey, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

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

Petitioner has been in custody with effect from 27.02.2013.

Though a period of more than three years has elapsed since arrest of the petitioner but only nine witnesses, out of total 28, have been examined.

It will not be appropriate for this Court, at this stage, to enter into the niceties of the trial, on appreciation of evidence but it is sufficient to observe here that the prosecution witness, Vishal who had indicted the petitioner by stating that the co-accused of the petitioner had made an extra-judicial confession before him, has not yet been examined.

In view of peculiar circumstances of the case, I dispose of this petition with a direction that the trial Court shall make an earnest endeavour to examine all the remaining prosecution witnesses including, Vishal, within a period of six months from the next date of

hearing, fixed before the trial Court. In case, the trial is not concluded within the period of six months as aforesaid, it will be open to the petitioner to approach this Court again for grant of bail.

(M.M.S. BEDI)
JUDGE

24.05.2016
Neha