

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

(211)

CRM-M-36120-2015

Decided on: January 27, 2016.

Jagir Singh

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Mr. Saurabh Arora, Advocate, for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

Mr. Harkaran Singh, Advocate, for
Mr. B.S. Bhalla, Advocate, for the complainant.

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

Petitioner as a member of unlawful assembly armed with a toki had allegedly taken active part by inflicting injury on the person of Jaswant Singh uncle of complainant Gurnam Singh. His culpability on individual basis cannot be distinguished from the other accused, at this stage on appreciation of evidence, especially when out of 25 witnesses, 7 witnesses have been examined and remaining 7 having been given up. The period of detention for two years and one month in above said circumstances is a matter of concern.

Expecting that the trial would be concluded within a period of six months after the next date of hearing, learned counsel for the petitioner is permitted to withdraw the petition, at this stage with liberty to the petitioner to approach this Court, in case the trial is not concluded within above said period.

Dismissed as withdrawn.

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

January 27, 2016
harsha