

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

**Crl. Misc. No.M-39840 of 2016
Date of decision : 08.12.2016**

Jaswant Singh

....Petitioner(s)

Versus

Central Bureau of Investigation (CBI), Chandigarh

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. D.S. Bali, Sr. Advocate with
Mr. Salil Bali, Advocate and
Mr. Rahul Sharma, Advocate
for the petitioner.

Mr. Sumeet Goel, Advocate
for the respondent-CBI.

ANITA CHAUDHRY, J.

This is the third petition filed by the petitioner seeking regular bail in FIR No.RC512012(S)/0005 dated 12.07.2012, registered under Sections 120-B read with Sections 354, 376, 342, 323, 506, 109, 374, 366-A, 365, 372, 418, 420, 468, 471, 217, 218 IPC, Sections 3, 4, 5 of the Immoral Traffic (Prevention) Act and Section 16 of the Bonded Labour System (Abolition) Act and Sections 23 and 26 of the Juvenile Justice (Care and Protection of Children) Act, Police Station CBI/SCB/CHG, Chandigarh.

I have heard both the sides.

Counsel for the petitioner contends that though his petition was dismissed on merits but the petitioner is in custody for over 4 years and till now only 75 witnesses have been examined out of 185 witnesses and it will

take 3 to 4 years to complete the trial and the DNA report had been received which exonerates him.

The State urges that as per directions of this Court, the case is being taken up on every Wednesday and till the last date 75 witnesses have been examined and some witnesses were given up and now 84 witnesses remain and 8 witnesses were examined yesterday. The counsel further states that the Co-ordinate Bench in Crl. Misc. No. M-15277 of 2016 had directed the Special Judge to complete the trial within six months. The counsel submits that there is apprehension that the petitioner would flee from justice and there are still some minor witnesses who are to be examined and he may threaten or influence them and that would derail the trial.

The prayer for regular bail had been dismissed on 11.03.2016. The Co-ordinate Bench had already directed the Special Judge to complete the trial within six months. Till now 84 witnesses have been examined. The allegations are serious. The DNA report was available when the petition was dismissed in March, 2016. Directions have been given by the Co-ordinate Bench to expedite and complete the trial, no further directions are required to be given. The petitioner is not entitled to bail. The petition is dismissed.

08.12.2016
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No