

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

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CRM-M-9465-2016

Date of Decision: March 31, 2016

SHAMSHER SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

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

Present: Mr.Inderpal Singh, Advocate for the petitioner.

Mr.Arshdeep S. Kler, DAG, Punjab.

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

Petitioner along with three other accused allegedly armed with weapons like kirch and kirpan assaulted complainant Avtar Singh and brother of the complainant as a result of which Ranjit Singh brother of the complainant died.

Counsel for the petitioner submits that the petitioner has been in custody w.e.f. 25.10.2013. The FIR pertain to the year 2010 and that the petitioner has been falsely implicated. Co-accused of the petitioner have been declared innocent.

I have considered the facts and circumstances of the case. A perusal of the police file indicates that the role attributed to the petitioner is that he was armed with kirch and inflicted kirch blow in the stomach of the deceased.

On instructions from ASI Baldev Raj, State counsel informs that out of nine prosecution witnesses five have been examined. The material witnesses including Avtar Singh have already been examined.

Taking into consideration the period of detention suffered by the petitioner and the status of the trial, I deem it appropriate to

dispose of this petition with a direction to the trial Court to expeditiously conclude the trial preferably within a period of six months.

Without expression of any opinion on merits, the petition is disposed of without prejudice to the rights of the petitioner to approach this Court again in case all the prosecution witnesses are not examined within a period of six months w.e.f today as trial is stated to be fixed for today before the trial Court.

March 31, 2016
TSG

(M.M.S.BEDI)
JUDGE