

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

**220**

**CRM-M-2791 of 2017(O&M)**

**Date of Decision: May 30, 2017**

Raj Singh @ Raju

....Petitioner

vs.

State of Haryana

....Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA**

Present: Mr. Bipan Ghai, Senior Advocate with  
Mr. Vishavjit S. Virk, Advocate  
for the petitioner.

Mr. C.S. Bakshi, Addl. A.G. Haryana.

Mr. Deepkaran Dalal, Advocate  
for the complainant.

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**TEJINDER SINGH DHINDSA, J. (Oral)**

This is the second petition preferred under Section 439 Cr.P.C. seeking benefit of regular bail to the petitioner pending trial in FIR No.24 dated 10.01.2016, under Sections 148, 149, 285, 323, 427, 506, 302 of Indian Penal Code and Sections 25/54/59 of Arms Act, registered at Police Station Sadar Palwal, District Palwal.

Suffice it to notice that in the first bail application preferred i.e. CRM-M-30732 of 2016, this Court had disposed of the same on 12.12.2016, by recording an undertaking of the Superintendent of Police, Palwal that the entire prosecution evidence would be concluded on or before 23.12.2016, failing which, the petitioner was to be released on bail.

During the course of arguments today, it has gone

uncontroverted that the entire prosecution evidence concluded on 22.12.2016. The matter is now fixed for leading defence evidence before the trial Court.

The trial, as such, is at the very concluding stage.

Accordingly, while declining the prayer for grant of bail, the present petition is disposed of with a direction to the trial Court to expedite the trial proceedings and to in any case, conclude the same within a period of four months from today.

At this stage, learned Senior counsel appearing for the petitioner would submit that an application has been moved by the prosecution under Section 319 Cr.P.C. for summoning certain other persons to face trial as additional accused but such application stands declined by the trial Court in the light of order dated 09.02.2017. He voices an apprehension that the order declining application under Section 319 Cr.P.C. may be a subject matter of challenge in the near future and in such eventuality, the trial is bound to get prolonged.

Suffice it to observe that in such a situation, it would always be open for the petitioner to approach this Court seeking benefit of bail and the same would be dealt with on merits at that stage.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

30.05.2017  
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***Whether speaking/reasoned : Yes/No***  
***Whether reportable : Yes/No***