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

CRM-M-31905 of 2016

Date of decision: February 20, 2017

Jaspal @ Jassa @ Jassu

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Gurinder Pal Singh, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG Haryana.

Mr. R.K. Saini, Advocate for the complainant.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.65 dated 15.02.2015, under Sections 148, 149, 323, 325, 302, 120-B, 212 of Indian Penal Code, 1860 and Section, 25, 54, 59 of the Arms act, 1959, registered at Police Station Indri, District Karnal, Haryana, petitioner seeks regular bail.

Learned counsel for the petitioner submits that two eye witnesses have been examined before the trial Court.

Learned State counsel fairly states, upon reading the deposition of the two eye witnesses that those two witnesses have not supported the prosecution version in their examination-in-chief. She further states that the witnesses have not been declared hostile despite deposition.

It is somewhat strange that, though, eye witnesses have

turned hostile, but they have not been declared so.

Learned counsel for the petitioner, therefore, submits that there is no evidence against the petitioner since two eye witnesses have been declared hostile.

Learned State counsel has pointed out from page 21 of the impugned order large number of FIRs against the petitioner relating to injuries to the human body.

This Court is entitled to consider the previous criminal record of the petitioner. Since the trial has not yet completed and this Court is not sure as to how many witnesses adverse to the petitioner would be deposing, it is not possible to grant regular bail to the petitioner. However, the only way is to direct the trial Court to complete examination of all witnesses on or before 30.03.2017 and decide the trial in any case on or before 30.04.2017. No extension in this regard shall be granted.

Petition stands disposed of, accordingly.

(A.B. CHAUDHARI)
JUDGE

February 20, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No