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

CRM-M-6538 of 2017

Date of decision: March 02, 2017

Rishi Pal

.....Petitioner

Versus

State of Haryana

.....Respondent

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

Present: Mr. Pardeep Singh Poonia, Advocate for the petitioner.

Mr. A.S. Yadav, AAG Haryana.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.107 dated 07.04.2016, under Sections 307, 427, 506, 34 of the Indian Penal Code, 1860 and Section 27 of Arms act, 1959, registered at Police Station Panipat Sadar, the petitioner seeks regular bail. Petitioner was arrested on 07.04.2016.

Learned counsel for the petitioner submits that the FIR was falsely lodged against the petitioner. He submits that the trial is not progressing.

I have perused the FIR. Trial has commenced as stated by the learned State counsel. In my opinion, till the time the complainant and the other witnesses, namely Azad are examined, the plea for bail cannot be considered. The petitioner was on firing spree even after the victim tried to run away and ultimately, one was injured. Be that as it may, there is no, prima-facie case against the petitioner. Learned

counsel for the petitioner relief on the FSL report and submits that it falsify the case of the prosecution which is a matter of appreciation. Even on the FSL report, no conclusion can be made at this stage. However, at the same time, the detention of the petitioner cannot be *ad infinitum*. Therefore, it is necessary to direct the trial Court to complete the trial within the stipulated period time.

In that view of the matter, the next date of hearing being 09.03.2017 before the trial Court, trial Court is directed to complete the trial before 31.05.2017. Liberty is reserved in favour of the petitioner to apply for grant of bail, if the trial is not completed by the said date. The prosecution will be entitled to put reasons for delay in trial.

Petition stands disposed of, accordingly.

(A.B. CHAUDHARI)
JUDGE

March 02, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No