

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20353-2018

Date of decision: 14.05.2018

Joginder Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. H.L. Sharma, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of direction to the Additional Sessions Judge, Barnala to decide the application dated 28.04.2017 (Annexure P-4) filed by the petitioner along with his appeal challenging the judgment of conviction and order of sentence dated 05.12.2016 passed by the trial Court, arising out of FIR No.32 dated 27.03.2010 under Sections 408, 420, 467, 468, 471, 477, 120-B IPC, Police Station Dhanaula, District Barnala.

Learned counsel for the petitioner submits that the petitioner is a Govt. servant and despite the fact that a period of more than 01 year has lapsed, the lower appellate Court is not deciding the application for suspension of conviction of the petitioner. Counsel for the petitioner further submits that the Presiding Officer/Additional Sessions Judge, to whom the

appeal is assigned, stands transferred and therefore, the matter is being delayed.

Notice of motion.

On asking of the Court, Mr. Abhay Pal Singh Gill, AAG, Punjab accepts notice on behalf of the respondent.

After hearing learned counsel for the parties, this petition is disposed of with a direction to the Additional Sessions Judge, Barnala to decide the application filed by the petitioner expeditiously preferably within a period of one month from today.

The District and Sessions Judge, Barnala is also directed to assign the appeal No.53 dated 21.12.2016 (CRA/170/2016) filed by the petitioner to some other Additional Sessions Judge in case the Presiding Officer is on long leave and the assignee Court, after receiving the aforesaid appeal, will decide the application of the petitioner within a period of 30 days thereafter.

[ARVIND SINGH SANGWAN]
JUDGE

14.05.2018
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No