

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

CRM-M-45250 of 2017(O&M)

Date of Decision:16.04.2018

Santokh Singh

.....Petitioner

V/S

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.G.S.Sidhu, Advocate for the petitioner.

Mr.Deepak Grewal, DAG, Haryana.

Mr.G.S.Sidhu, Advocate for the injured.

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.75, dated 26.05.2015 under Sections 341/307/506/379/34 IPC and Section 25 and 27 of the Arms Act, 1959 registered with Police Station, Baragudha, District Sirsa.

Counsel for the parties have been heard at length.

FIR has been registered on the statement of Sanjay son of Bhagwan Dass Bishnoi in relation to an occurrence that is stated to have been taken place on 26.05.2015. Precise allegation against the present petitioner is of having fired a pistol shot which hit on the right side of neck of Sukhmander Singh @ Mander.

It is stated to be an eye witness account, witnessed by Sanjay (complainant) as also Lakha S/o Gurjeet Singh.

Court has been apprised that the injured as also material witnesses above-noticed have already been examined before the trial Court and have supported the prosecution version.

Counsel representing the injured, during the course of arguments today, has produced a discharge slip issued by the Indian Spinal Injuries Centre, which indicates that the injured-Sukhmander Singh @ Mander stands immobilised on account of the injury in question.

Present petitioner would be seen/viewed as the main accused.

In the light of the said serious allegations and gravity of offence, this Court is not inclined to extend in favour of the petitioner the concession of regular bail.

Be that as it may, petitioner has undergone incarceration for a period of almost two years and seven months. Right of the petitioner to a speedy trial cannot be over-emphasized.

Learned State counsel has informed the Court that out of 31 prosecution witnesses cited, 21 have been examined till date.

In view of discussion hereinabove and while declining the concession of regular bail to the petitioner, instant petition is disposed of with a direction to the trial Court to make an earnest endeavor to expedite the trial proceedings and to in any case conclude the same within a period of four months from today.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

16.04.2018

Anjal

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No