

Criminal Misc. No. M- 45325 of 2017 (O&M)

Date of decision : January 23, 2018

Amit

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Sandeep K. Sharma, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana..

LISA GILL, J.

The only question involved in this petition is whether the day on which the accused is remanded to judicial custody is to be included in the period of 90 days for the purpose of Section 167(2) Cr.P.C. The matter need not engage this Court as the position is well settled by the decision of the Hon'ble Supreme Court in **Ravi Prakash Singh @ Arvind Singh versus State of Bihar 2015(3) SCC (Cri) 605.** wherein it is held that the day on which the accused is remanded to judicial custody has to be excluded and the day on which challan is presented has to be included.

It is fairly stated by learned counsel for the petitioner that in this view of the matter, no relief can be granted to the petitioner.

Present petition is, accordingly, dismissed.

(Lisa Gill)
JudgeJanuary 23, 2018
rts

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