

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-9668-2018

Date of decision : 11.05.2018

Suraj

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Namit Khurana, Advocate
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

AMOL RATTAN SINGH, J.(ORAL)

Though learned counsel for the petitioner submits that the complainant has not supported the prosecution case, and has produced a copy of the testimony of the complainant, it is seen that he was declared hostile and even in fact denied that he had been fired upon, whereas the FIR state that he had been so fired upon and in fact was beaten up, due to which his tooth was broken.

Whether or not the complainant was threatened and won over, or otherwise, will obviously not be commented upon by this Court with the trial Court to go into the other evidence also led; however, looking at the nature of the crime committed, this petition is dismissed, with a direction to the trial Court to ensure that the trial is concluded at the earliest, with the Superintendent of Police, Yamuna Nagar, further directed to ensure that all police officials as are witnesses before the trial Court and have been summoned to testify, duly appear before the Court and so testify, failing

Court to give an explanation as to why police officials are not appearing before the trial Court, as have been summoned.

(AMOL RATTAN SINGH)
JUDGE

May 11, 2018.
Davinder Kumar/dinesh

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