

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

118

**CRM-M-12962-2020 (O&M)
Date of Decision: 05.06.2020.**

Gopal

....Petitioner.

Versus

State of Haryana and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Kamal Chaudhary, Advocate for the petitioner.

Mr. Sukhdeep Parmar, Deputy Advocate General, Haryana.

Suvir Sehgal, J. (Oral)

The Court has been convened through video conferencing due to Covid-19 pandemic.

CRM-12408-2020

Prayer made in the application is for placing on record copy of Zimini orders passed by the learned Additional Sessions Judge (Annexure P5, Colly).

CRM is allowed. Annexure P5 (Colly) is taken on record, subject to all just exceptions.

CRM-M-12962-2020

Notice of motion.

Mr. Sukhdeep Parmar, DAG, Haryana, who is available on conference call, accepts notice on behalf of respondent-State.

After arguing for some time, learned counsel for the petitioner prays for withdrawal of the present petition. Permitted to do so.

Dismissed as withdrawn, as prayed for.

Upon perusal of the zimini orders passed by the trial Court, it transpires that the accused are adopting dilatory tactics and are not permitting the trial to proceed.

FIR was registered on 09.12.2017. State counsel, on instructions from ASI Karam Singh, submits that challan against six accused was presented on 23.02.2018 and against the seventh accused, it was presented on 07.06.2018. Challan against some more accused is being presented. Now, trial is fixed for 02.07.2020.

However, till date, charges have not been framed against any of the accused. Since there are a number of accused, either they do not appear or they seek exemption from appearance before the trial Court.

State is directed to file an affidavit regarding the steps being taken to ensure the presence of the accused before the Court so that the trial can proceed further.

Adjourned to 06.08.2020 to enable the State to file the affidavit.

(SUVIR SEHGAL)
JUDGE

05.06.2020

komal

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No