

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

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**CRM-M No.25751 of 2019
Date of Decision: 16.1.2020**

DILBAG SINGH

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. H.S.Mann, Advocate
for the petitioner.

Mr.Anmol Malik, AAG, Haryana.

RAJ MOHAN SINGH, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. seeking regular bail in case bearing FIR No.464 dated 18.10.2017 under Sections 302, 307, 120-B, 34 IPC and Section 25 of the Arms Act registered at Police Station Kaithal City District Kaithal.

On 3.9.2019, learned counsel for the petitioner submitted that in a span of two years, only nine witnesses have been examined out of total 41 prosecution witnesses.

The allegation was made that the official witnesses are not being examined deliberately by the prosecution because the deceased happened to be real brother of one of the persons

serving in the police department.

As per the affidavit filed by Baljinder Singh, DSP, A.E.C. Kaithal, District Kaithal, different stages of the case have been shown. It has been pointed out that some delay has occasioned as on five occasions, accused Sanjay did not turn up and sought his personal exemption. In addition to that accused Dilbag and Sunil did not appear on 5.9.2019 and co-accused Sumit @ Kala and Sandeep @ Mida were not produced by the concerned jail authority on 10.10.2018 and 30.9.2019.

Be that as it may, I am of the view that since the official witnesses are to be examined by the prosecution, let the needful be done by the prosecution in examining all the witnesses within six months from the date already fixed before the trial Court. The trial Court shall make every endeavour to conclude the trial within a further period of three months thereafter.

Petition stands disposed of accordingly.

January 16, 2020

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**(RAJ MOHAN SINGH)
JUDGE**

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