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

**CRM-M No.28809 of 2019
Date of Decision: 14.02.2020**

Vikas

.....Petitioner

Vs

State of Punjab

.....Respondent

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

Present: Mr. Prashant Vashisth, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

Petitioner seeks grant of regular bail under Section 439 Cr.P.C in case bearing FIR No.366 dated 04.12.2014 registered under Sections 307, 506, 148, 149 IPC (Section 302 IPC added later on) at Police Station Focal Point, Ludhiana.

Vide order dated 16.07.2019, the trial Court was directed to send a report with regard to status of the case viz-a-viz the witnesses appeared to testify before the Court. On 15.11.2019, learned State counsel on instructions from police official made a statement that all the prosecution witnesses

have been examined by the trial Court.

It appears that the order dated 29.10.2019 passed by the Additional Sessions Judge, Ludhiana was not brought to the notice of the learned State counsel, vide which an application under Section 311 Cr.P.C was allowed, thereby giving one effective opportunity to the prosecution to examine PWs Dr. Gurbinder Kaur, SMO of Civil Hospital, Ludhiana and MHC PS Focal Point along with register No.19 and case property was also summoned.

At this stage, the fact remains that one effective opportunity granted on 29.10.2019 is still intact and there is every likelihood of the trial being concluded either on the date fixed or soon thereafter.

Faced with this situation, learned counsel for the petitioner wishes to withdraw the present petition.

Dismissed as withdrawn.

14.02.2020

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**(RAJ MOHAN SINGH)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No