

**212 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

Decided on : 17.12.2020

CRM-M-48394-2019

Krishan Lal

..... Petitioner

Versus

State of Haryana

..... Respondent

CRM-M-29112-2020

Sushil Kumar

..... Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Satbir Gill, Advocate
for the petitioner in CRM-M-48394-2019.

Mr. Keshav Pratap Singh, Advocate
for the petitioner in CRM-M-29112-2020.

Mr. Rajiv Goel, DAG, Haryana.

Mr. S.K.Aggarwal, Advocate
for the complainant.

Manjari Nehru Kaul, J.

This order will dispose of two CRM-M No.48394-2019 and 29112 of 2020 as both have arisen out of the same FIR. Brief facts of the case are taken from CRM-M-48394-2019.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.450 dated 19.05.2018 registered under Sections 147, 148, 302, 323, 324, 352 IPC, 1860 at Police Station City Sirsa District Sirsa.

Learned counsel for the petitioner(s) inter alia contends that the

petitioner(s) -Krishan Lal, who has been in custody since 24.05.2018 and Sushil Kumar, who has been in custody since 19.05.2018, have been implicated in the case in hand only on the basis of fabricated version. It has further been submitted that a perusal of the FIR reveals that totally vague allegations have been levelled against both the petitioners of having inflicted injuries on the person of the deceased as well as injured Tejinder Singh. It has also been submitted that the trial has been proceeding at a very slow pace and only 14 out of 21 prosecution witnesses have been examined till date. Hence, a prayer has been made for extending the concession of regular bail to the petitioner(s).

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner on instructions from ASI Rakesh Kumar has submitted that the next date of hearing fixed before the trial Court is 17.03.2021 and the trial is likely to conclude shortly as the remaining prosecution witnesses are formal in nature.

Heard.

Prima facie there are serious allegations levelled against the petitioner(s) of being a part of unlawful assembly and also having inflicted injuries, though with the danda on both the deceased and the stamped witness for which they do not deserve the concession of bail. Accordingly, the petitions stands dismissed. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

Since the petitioners have been in custody for almost 2½ years, the trial court is directed to expedite the trial and endeavour to conclude the

same as early as possible preferably within four months from the date of the order.

(MANJARI NEHRU KAUL)
JUDGE

17.12.2020
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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No