

CRM-M-9613-2021

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

CRM-M-9613-2021

Date of Decision:-28.09.2021.

Gurparkash Singh alias Gurparkar Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. P.B.S. Goraya, Advocate for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

(Through Video Conferencing)

VIKAS BAHL, J. (Oral)

This is the third petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.176 dated 15.11.2013 under Sections 302, 148 and 149 IPC and Sections 25, 27, 54 and 59 of the Arms Act, registered at Police Station Sarhali, District Tarn Taran.

Custody certificate filed by the learned State counsel is taken on record.

Learned counsel for the petitioner has pointed out that the petitioner is in custody since 09.01.2014 and in the present case, all the 23 prosecution witnesses have been examined and statement under Section 313 Cr.P.C. has been recorded and even the defence witnesses have also been examined and, thus, any further delay in the trial is violative of right of speedy trial of the petitioner.

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Learned State counsel has also re-affirmed the fact that all the prosecution witnesses have been examined and the statement under Section 313 Cr.P.C. has been recorded and even the defence witnesses have been examined and has further submitted that the State counsel will appear and argue the matter as directed by this Court.

Learned counsel for the petitioner has submitted that the counsel for the accused would also not delay the matter and would be ready to argue the matter on such date, as may be ordered by the trial Court.

This Court has heard the learned counsel for the parties.

Keeping in view the above said facts and circumstances, and also the fact that the present FIR is of the year 2013 and the entire prosecution evidence, defence evidence as well as statement under Section 313 Cr.P.C. has already been recorded, this Court deems it appropriate to direct the trial Court to conclude the proceedings after hearing the arguments of the respective parties and by delivering the judgment in the case, as expeditiously as possible and in any case, preferably within one month from the date of receipt of certified copy of the present order.

Learned counsel for the accused as well as the State would also fully assist the trial Court in arguing the matter on the date so fixed by the trial Court.

Disposed of with the above-said observations.

(VIKAS BAHL)
JUDGE

September 28, 2021.

sandeep

Whether speaking/reasoned:-

Whether Reportable:-

Yes/No

Yes/No