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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40793-2020 (O&M)

Date of Decision: 28.01.2021

Narender @ Kerra @ Bantu.....Petitioner

Versus

State of Haryana..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

...
(through video conferencing)

Present: Mr. Lalit Kumar, Advocate
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.
...

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner in case FIR No. 628 dated
22.09.2018 under Sections 302, 34 IPC registered at Police Station City
Rohtak, District Rohtak.

Learned counsel contends that the petitioner has been in
custody since 10.10.2018 and only 02 out of the 21 prosecution witnesses
cited have been examined so far. He submits that there is no likelihood of
the trial concluding any time in the near future. It has also been contended
that the petitioner has been named in the FIR just because he happens to be
a close relative of the main accused Sonu with whom the complainant had
strained relations.

Per contra, the learned State counsel has opposed the

submissions made by the learned counsel for the petitioner and states that the recovery of a Danda and a motorcycle was effected from the petitioner. Besides that, the postmortem clearly revealed that the deceased had been beaten to death by the accused. He has submitted that the next date fixed before the trial court is 12.05.2021 when the remaining witnesses are likely to be examined.

Heard.

In the facts and circumstances of the case, this court is not inclined to extend the concession of bail to the petitioner. The petition is dismissed. However, the trial court is directed to expedite the trial and conclude the same expeditiously, preferably within one year from today. It is made clear that any observation made herein shall not be construed as an expression of opinion on the merits of the case.

28.01.2021
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(MANJARI NEHRU KAUL)
JUDGE

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No