

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

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CRM-M-46967-2021

Date of Decision: 15.11.2021

RAVINDER

... Petitioner

VERSUS

STATE OF HARYANA

....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Deepak Kundu, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

MANJARI NEHRU KAUL, J.(Oral)

This is the second petition filed under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail to the petitioner in case FIR No.461 dated 01.06.2018 under Section 302 IPC and Section 25/54/59 added lateron registered at Police Station Model Town Panipat.

Learned counsel for the petitioner contends that it is a case resting on circumstantial evidence and the petitioner was allegedly seen at the place of occurrence with a bloodstained knife and a stick in his hand. He further submits that while stepping into the witness box, the complainant failed to support the case of the prosecution as a result of which, he was declared hostile. A prayer has been made to extend the concession of bail to the petitioner as he has now been in custody since 01.06.2018.

Per contra, learned State counsel while opposing the paryer and submissions made by the learned counsel on instructions has submitted that though the complainant did not support the case of the prosecution, however, another material witness i.e. PW-12 brother of the deceased supported the case of the prosecution in its entirety. She has further

submitted that the motive behind the commission of the offence was an alleged illicit relationship between the daughter of the petitioner and the deceased. She has further apprised the Court that the trial is nearing conclusion as 15 out of the 19 prosecution witnesses cited, have been examined.

I have heard learned counsel for the parties and perused the material available on record.

The trial would not take much time to conclude as only formal witnesses remain to be examined. In the circumstances, this Court does not deem it appropriate to extend the concession of bail to the petitioner.

Dismissed. However, it is made clear that nothing contained hereinabove shall be construed as an expression of opinion on the merits of the case.

At this stage, a prayer has been made to direct the trial Court to expedite the trial in view of the long incarceration of the petitioner. Trial Court is directed to conclude the trial expeditiously preferably within a period of three months from today.

(MANJARI NEHRU KAUL)
JUDGE

15.11.2021
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No