

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-10421-2022 (O&M)

Date of Decision:- 10.3.2022

Sajandeep Singh and another ... Petitioners

Versus

State of Haryana and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Kawalpreet Singh Virk, Advocate, for the petitioners.

Mr. J.S.Kang, Advocate, for the complainant.

(Proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

The petitioners have approached this Court seeking issuance of directions to the learned trial Court to expedite the trial arising out of FIR No. 140, dated 20.8.2018, Police Station Jhansa, District Kurukshetra, under Sections 148, 149, 323, 506 IPC (subsequently Sections 148 and 149 IPC substituted by Section 34 IPC).

Learned counsel for the petitioners submits that despite the fact that the matter has been pending before the trial Court since the last more than 3 years, not even a single PW has been examined till date.

Learned counsel submits that infact the matter had been compromised amongst the petitioners and the complainant, but unfortunately

the complainant has gone abroad and cannot return back to India as he has gone there illegally. Learned counsel submits that it was on the said count that previously a petition filed by the petitioner seeking quashing of the FIR on the basis of compromise was withdrawn, as would be evident from order dated 28.2.2022 (Annexure P-17).

Learned counsel for the petitioners further submits that the matter is also being delayed on account of the fact that co-accused namely Vikramjit Singh is absconding and proceedings are going on for securing his presence.

I have heard the learned counsel for the petitioners.

Having regard to the aforestated facts coupled with the fact that the Courts have been working restrictively on account of spread of pandemic, the Court concerned can hardly be found to be at fault for not concluding the trial. The aforesaid circumstances thus do not warrant fixing any time frame for conclusion of trial. However, the trial Court is expected to take all such steps as may be practicable and possible in the present circumstances for expediting the trial.

The petition stands disposed of accordingly.

10.3.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No