

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

216

CRM-M-15307-2022 (O&M)

Date of Decision: 22.11.2022

Suraj @ Kala

...Petitioner

Versus

UT of Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Ashish Aggarwal, Advocate, for the petitioner.

Mr. P.S.Paul, Addl. PP, UT Chandigarh.

GURVINDER SINGH GILL, J. (Oral)

After arguing for some time, learned counsel for the petitioner submitted that he may be permitted to withdraw the instant petition at this stage.

In view of the aforesaid submission, the petition is dismissed as withdrawn at this stage.

Since during the course of arguments, it has been informed by the learned counsel representing the UT Chandigarh that as on date 5 PWs, out of cited 14 PWs stand examined, this Court deems it appropriate to issue the following directions:

- (i) The trial Court shall frame a schedule of dates in advance for summoning the witnesses and shall also endeavour to record the statements of the PWs whose presence is duly secured. Special Messengers be deputed for securing the presence of the PWs. If deemed necessary, a letter may be written to the Senior Superintendent of Police, concerned, for getting the needful done for ensuring timely presence of PWs.

- (ii) The prosecution is directed to ensure the presence of all the remaining PWs before the trial Court on the dates as may be fixed by the trial Court for recording prosecution evidence. The District Attorney concerned to take necessary steps for the purpose of securing the presence of the remaining PWs.

22.11.2022

Sangeeta

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**