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

CRM-M-18729-2022

Date of decision : 05.05.2022

Sukhchain Singh @ Chaina

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Siddharth Gupta, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for issuance of directions to the Judge Special Court, Sangrur (trial Court) to decide the criminal appeal bearing No.CRA-142-2020 dated 24.12.2020 titled as Sukhchain Singh @ Chaina Vs. State of Punjab, as expeditiously as possible.

Learned counsel for the petitioner has submitted that vide order dated 14.12.2020 (Annexure P-3), the Principal Magistrate, Juvenile Justice Board, Sangrur had passed the order that the child in conflict with law has sufficient understanding of the act which he was alleged of having committed and was accordingly ordered to be tried as an adult. It is further submitted that immediately after passing of the said order, an appeal dated

24.12.2020 (Annexure P-4) was filed before the Sessions Judge/Duty Judge, Sangrur and the same was listed on 24.12.2020 before the Additional Sessions Judge, Sangrur, in which, notice of motion was issued. It is contended that the said appeal is pending and has not been finally adjudicated. All the prosecution witnesses have been summoned for 19.05.2022. It is thus, prayed that the appeal which has been filed by the present petitioner be decided as expeditiously as possible.

Notice of motion.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of the State and has submitted that he is fully prepared to argue the matter and assist this Court. He has further submitted that they would have no objection in case, the appeal is ordered to be decided expeditiously.

Keeping in view the abovesaid facts and circumstances, moreso, the facts that the appeal was filed against the order dated 14.12.2020 (Annexure P-3) and a perusal of zimni orders, attached alongwith the petition, would show that the same has not been decided till date, the present petition is disposed of with directions to the Additional Sessions Judge, Sangrur to decide the Criminal Appeal bearing No.CRA-142-2020 dated 24.12.2020 titled as Sukhchain Singh @ Chaina Vs. State of Punjab, as expeditiously as possible.

05.05.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No