

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

Sr. No.209

CRM-M-32373-2021

Date of decision: 12.07.2022

Naresh alias Karan

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rajesh Lamba, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. A.G., Haryana.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail in FIR No.306 dated 03.08.2019 registered under Sections 328, 376-D, 342 and 506 IPC and Sections 5 and 6 of Protection of Children from Sexual Offences Act, 2012 at Police Station Badshahpur, District Gurugram.

At the outset, learned State counsel submits that since the petitioner is accused of a heinous offence of having gang raped a minor girl and because in his trial only 06 prosecution witnesses remain to be examined, at this stage, he be not granted regular bail.

In the light of the above statement made on behalf of the State, learned counsel for the petitioner submits that he does not press the present petition on its merits, at this stage and would be satisfied if the present petition is disposed of with a direction to the Trial Court to finally adjudicate upon the petitioner's trial in a time bound manner.

For the reason that the petitioner is in custody for nearly 03 years; only 06 prosecution witnesses remain to be examined in the petitioner's trial and because every under trial has a right to a speedy trial, the alternate prayer made on behalf of the petitioner is accepted and accordingly, the present petition is disposed of with a direction to the Trial Court to finally dispose of the petitioner's trial expeditiously but not later than four months from the date next fixed before it, in accordance with law.

July 12, 2022
Jyoti 1

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No