

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 212

CRM-M-33871-2022 (O&M)

Date of decision : 29.09.2022

Suman

..... Petitioner

VERSUS

Union Territory, Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Sumit Bajaj, Advocate, for the petitioner.

Mr.Avinash Kumar, Advocate, for
Mr.Kuldeep Tiwari, Addl.P.P., UT, Chandigarh.

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.36 dated 04.03.2021 registered under Section 376(2)(n) IPC and Section 6 of the Protection of Children from Sexual Offences Act, 2012 at Police Station Industrial Area, Chandigarh.

Learned counsel for the petitioner submits that since 15 out of the 17 prosecution witnesses already stand examined in the petitioner's trial, at this stage, he does not press the present petition on merits but would be satisfied if the present petition is disposed of with a direction to the Trial Court to finally dispose of the petitioner's trial in a time bound manner.

Learned State counsel has no objection to the acceptance of the alternate prayer made on behalf of the petitioner.

The petitioner is 19 years old; he does not have any other criminal antecedents; he is in custody since 04.03.2021 and that 15 out of the 17 prosecution witnesses already stand examined in the petitioner's trial.

In the light of the above and because every under trial has a right to speedy trial as also because learned State counsel has no objection to the acceptance of the alternate prayer made on behalf of the petitioner, the present petition is disposed of with a direction to the Trial Court to finally conclude the petitioner's trial within six weeks from the date next fixed before it, in accordance with law.

29.09.2022

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[DEEPAK SIBAL]

JUDGE

Whether speaking/reasoned

:

Yes / No

Whether reportable

:

Yes / No