

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

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**CRM-6037-2022 in CRM-M-40391-2020
Date of Decision: 25.02.2022**

Beant Singh

....Applicant/Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Barjinder Singh, Advocate
for applicant/petitioner.

Mr. H.S.Sullar, Deputy Advocate General, Punjab.

Lalit Batra, J.(Oral)

CRM-6037-2022

This application under Section 482 Cr.P.C. is for preponing the date of hearing of the main petition, which is already fixed for 25.03.2022.

Notice of application.

At the asking of Court, learned State counsel accepts notice and stated that he has no objection if application is allowed.

In view of the grounds mentioned in the application and no objection by learned State counsel, hearing of the main petition is postponed and is taken on Board today itself.

CRM is allowed.

Main Case

Status report dated 20.12.2021 by way of affidavit of Pawanjit, PPS, Deputy Superintendent of Police, Sub Division Malerkotla, District Malerkotla, along with Annexure R/1 (FSL report) already filed on behalf of

Respondent-State, is taken on record.

Learned counsel for the petitioner after arguing at some length prays for withdrawal of instant petition and further submits that since petitioner is languishing in custody w.e.f. 25.03.2019, Trial Court may be asked to expedite the trial and conclude the same at the earliest.

At this stage, learned State counsel on instructions from Assistant Sub Inspector Jaswinder Singh submits that out of total sixteen (16) prosecution witnesses, four (04) prosecution witnesses have already been examined and next date of hearing before Trial Court is 04.03.2022. He further submits that Prosecuting Agency shall make earnest and sincere efforts to examine the remainder of prosecution witnesses while seeking short adjournments.

In view of above, instant petition is dismissed as withdrawn.

Since petitioner is languishing in custody for the last about three (3) years and speedy trial is a fundamental right implicit in the guarantee of life and personal liberty enshrined in Article 21 of the Constitution of India, Trial Court is directed to make earnest and sincere efforts to examine the remainder of prosecution witnesses and conclude the trial expeditiously by giving short adjournments.

(LALIT BATRA)
JUDGE

25.02.2022

Varinder Prashad

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No