

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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**CRM-M- 32 of 2022 of 2022
Date of Decision:10.05.2022**

Rupesh Kumar and another

---Petitioners

versus

State of Haryana

---Respondent

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Chander Shekhar Sharma, Advocate
for the petitioners

Mr. Ashish Yadav, Addl. A.G., Haryana

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the instant petition filed under Section 482 of the Code of Criminal Procedure is for issuance of appropriate directions to the trial court to conclude the trial of FIR No. 119 dated 16.05.2010 under Sections 406, 419, 420, 467, 468, 471, 120-B of the Indian Penal Code, registered at Police Station Mahesh Nagar, District Ambala.

The matter came up for hearing on 10.03.2022. It was specifically noticed that even though the final report had been filed on 05.10.2010, despite expiry of nearly 11½ years, the trial was not concluded. Accordingly the State counsel was directed to seek instructions and apprise status of the case to the Court and why the case remained pending for so long.

Today, learned State has filed reply by way of affidavit of Ram Kumar, Deputy Superintendent of Police, Ambala Cantt. on behalf of respondent-State acknowledging that the final report had been filed on

05.10.2010. It is submitted that there are as many as 103 prosecution witnesses that were to be examined and 82 witnesses have already been examined in the said case and that the case is fixed for prosecution evidence today as well. It is also pointed out that the delay occurred on account of the case being transferred to various Courts for separate reasons. It is also stated that the prosecution shall conclude its evidence within a period of four months from today.

In view of the aforesaid statement made by learned State Counsel, learned Counsel for the petitioners does not press the instant petition, at this stage.

Dismissed as not pressed.

Needless to mention here that the State shall remain bound by its statement made before this Court.

(VINOD S. BHARDWAJ)
JUDGE

10.05.2022

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No