

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-59457-2022
Date of decision : 20.12.2022

Hardeep Singh alias Shera

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Bhanu Pratap Singh, Advocate
for the petitioner.

Mr.Tarun Aggarwal, Sr.DAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is the first petition under Section 482 Cr.P.C. seeking directions to the trial Court to expedite the trial in SC no.71/2018 dated 19.05.2018 titled as “State vs. Taljeet Singh @ Jimmy and others” in FIR no.193 dated 17.12.2016 registered under Section 25 of the Arms Act, 17, 18, 19, 20, 20 UAP Act, 419, 120, 467, 468, 471, 120-B IPC at Police Station Bagha Purana, District Moga, pending in the Court of Additional Sessions Judge, Moga.

Learned counsel for the petitioner has submitted that in the present case, although the trial Court is making every endeavour to complete the trial but somehow the prosecution witnesses including police officials are not appearing and has referred to the last order dated 17.12.2022 in which Sukhdeep Singh DSP did not appear despite service and bailable warrants were issued against him. It is further submitted that

even perusal of the order dated 16.11.2022 would show that accused persons were produced through V.C. after post lunch session on account of which the examination of PW-22 DSP Baldev Singh could not be completed. It is also submitted that earlier a coordinate Bench of this Court vide order dated dated 05.03.2021 (Annexure P-3) has directed the trial Court to conclude the trial expeditiously. Learned counsel for the petitioner has submitted that he would be satisfied in case the State is directed to produce the prosecution witnesses on the date fixed before the trial Court.

In view of the above, the present petition is disposed with the direction to the State to make every possible endeavour to produce the prosecution witnesses on the date fixed and the trial Court is requested to examine the said witnesses on the said date or immediately thereafter.

(VIKAS BAHL)
JUDGE

December 20, 2022
Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No