

2023:PHHC:073471

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

GAGANDEEP SINGH ALIAS GAGAN JUDGEPETITIONER

VS

CORAM : HON'BLE MR. JUSTICE ANOOP CHITKARA

Ms. Navreet K. Barnala, AAG, Punjab.

FIR No.	Dated	Police Station	Sections
51	17.02.2020	Division No.6, District Police Commissionerate Ludhiana.	392, 342, 395, 379-B, 212, 120-B, 216, 148, 149 IPC and Section 25 of the Arms Act (Later on Sections 395, 379-B, 120-B, 212, 216, 201, 450 IPC and 27- 54-59, 25.1B(F) were added

1. The petitioner incarcerated in the captioned FIR has come before this Court under Section 439 CrPC seeking regular bail.
2. At the outset, petitioner's counsel submits that he would be contented and satisfied if a direction is given to the trial court to expedite the trial in a time-bound manner as petitioner is in custody since 22.04.2020 and further in case the trial is not completed by the given date, they are permitted to file a fresh bail petition on the grounds of delay in the trial, in addition to the merits of the case.

3. Given above, considering the petitioners' custody, this court requests the concerned trial court to make all endeavours to conclude the trial by December 22, 2023, of which the prosecution evidence be completed by October 31, 2023, and the remaining time to provide an opportunity to the accused to lead defence evidence, if so desired. It is clarified that this order expediting the trial is subject to the condition that neither the petitioner shall seek any adjournment nor try to use any tactics to delay the trial. If they do so, this order of expediting the trial shall stand automatically recalled by resorting to Section 362, read with Section 482 Code of Criminal Procedure, 1973, without any further reference to this court. However, if the trial is not completed by the date mentioned above, and the delay is not attributable to the petitioner, in that situation, it shall be permissible for the petitioner to file a bail petition by taking an additional ground of delay in the trial, and such petition may be filed before the trial court or this court.

4. The petition is disposed of with the aforesaid term. All pending applications, if any, stand closed.

19.05.2023

pry

(ANOOP CHITKARA)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No