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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29635-2018 (O&M)

Date of Decision: 18.07.2023

Rajinder Singh @ Raju Singh and others

....Petitioner(s)

Versus

State of Punjab and another

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. R.S. Randhawa, Advocate, for the petitioners.

Mr. Rajiv Verma, DAG, Punjab.

Mr. N.S. Dadwal, Advocate, for respondent No.2.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.111 dated 20.10.2016, under Sections 380, 120-B IPC, registered at Police Station Sadar Raikot, District Ludhiana Rural, Ludhiana.

2. Learned counsel for the petitioners has submitted that earlier the matter was sent to the Mediation and Conciliation Centre of this Court but the mediation has failed. He submitted that the trial is pending for the last 6 years and now most of the prosecution evidence has been completed and therefore, considering the status of the trial, he does not wish to press his prayer with regard to quashing of the FIR. He has however submitted that since the trial is already pending for about 6 years and now two of the witnesses are not

turning up for deposition despite the fact that for number of times they have been summoned by the learned trial Court and in view of the above since the petitioners are facing prosecution for about 6 years, an appropriate direction be issued to the learned trial Court to take appropriate steps to expedite the trial.

3. Learned counsel for respondent No.2 has submitted that he has no objection in case any appropriate direction be issued in this regard considering the facts and circumstances of the present case.

4. In view of the aforesaid position since the learned counsel for the petitioners has already prayed for withdrawal of the present petition in view of the fact that most of the prosecution witnesses have already been examined, the present petition is dismissed as withdrawn. However, considering the aforesaid facts and the prayer made by both the learned counsel for the parties that the petitioners are facing prosecution for about 6 years and the fact that only two witnesses are left who are not deposing before the learned trial Court despite being summoned number of times, this Court therefore deems it fit and proper to direct the learned trial Court/Magistrate to take steps to conclude the trial as expeditiously as possible and strictly in accordance with law.

18.07.2023

rakesh

Whether speaking
Whether reportable

(JASGURPREET SINGH PURI)
JUDGE

: Yes/No
: Yes/No