

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20720-2023

Date of Decision :- 08.12.2023

Rakesh

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr.Suresh Kumar Kaushik, Advocate
for the petitioner.

Mr.Munish Sharma, DAG, Haryana

SUVIR SEHGAL, J. (ORAL)

1. Instant petition has been filed under Section 439 Cr.P.C.
seeking grant of post-arrest bail in:-

FIR No.	Dated	Police Station	Sections
229	28.08.2022	Lakhan Majra, District Rohtak	346 IPC (later on converted into Sections 304/304-A, 379, 201 & 202 IPC)

2. Counsel for the petitioner seeks and is granted permission to
withdraw the present petition with liberty to approach the trial Court.

3. **Dismissed as withdrawn with liberty as aforesaid.**

4. Pursuant to order dated 05.09.2023 passed by this Court, State
counsel has filed a status report by way of an affidavit of Deputy
Superintendent of Police, Meham, District Rohtak, wherein, interalia it

has been submitted as under:

“4. That the viscera report has been filed in the Court on 4/10/2023 with supplementary challan.

5. That the viscera report dated 6/1/2023 has been received in the Police Station Lakhan Majra on 6/1/2023, but due to law and order duty of the I.O. and due to heavy work load on the I.O. on account of inquiry in other cases the viscera report could not be filed in the Ld. Trial Court with immediate effect after receiving from RFSL Sunaria. However, there is no intentional delay on the part of I.O. in filing the viscera report in the Court. The convenience (sic inconvenience) caused is sincerely regretted and I.O. undertakes to be remained careful in future.”

5. It is evident from the above reproduction of the affidavit that there has been delay at the hands of Investigating Officer. Let the matter be looked into by Superintendent of Police concerned and a fresh status report be filed.

6. List for this purpose on 29.02.2024.

08.12.2023
Brij

(SUVIR SEHGAL)
JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No