

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

**CRM-M-28720-2023
DECIDED ON: 01.06.2023**

AMIT MAHESHWARI AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Tarun Dhingra, Advocate
for the petitioners.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 of Cr.P.C., for issuance of direction to Judicial Magistrate 1st Class, Ludhiana to conclude the trial in FIR No.125 dated 25.08.2018, under Sections 457, 380, 473, 411 of IPC, registered at Police Station Sadar Rajkot, District Ludhiana (Annexure P-1), wherein challan stands presented on 15.12.2018 and the proceedings before the trial Court are pending for prosecution evidence.

In the light of the fact, as has been pointed out by learned State counsel that out of total 4 accused persons, one already stands convicted and was let off as undergone, whereas qua the other three accused persons, there are total 13 PWs out of which 2 have been examined so far and as far as the speed of trial is concerned, he refers to the covid 19 period, which was in part of for almost two years.

In the light of the aforesaid facts and circumstances, the prayer made by counsel for the petitioner in the instant petition is totally unwarranted and uncalled for, which does not require any interference by this Court to exercise the jurisdiction under Section 482 of Cr.P.C., which shall be exercised with due caution and utmost awareness considering the fact of work load and number of pending cases with the trial Court, wherein a mechanism in a time-bound manner has already been carved out to decide the cases first, which are 10 years old and thereafter 5 years old and the same is monitored by the Hon'ble Administrative Judge of that particular session on quarterly basis.

Hence, the petition being devoid of merits stands dismissed.

In the interest of justice, no order as to cost.

(SANDEEP MOUDGIL)
JUDGE

01.06.2023

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>