

2023:PHHC:088894

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

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CRM-M-32936-2023

Date of Decision: 17.07.2023

Sukhpal Singh @ Pali @ Lali

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Nandan Jindal, Advocate
for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

ANOOP CHITKARA, J.

Petitioner has come up before this Court seeking bail under Section 439 CrPC in case FIR No.43 dated 23.04.2021 registered under Sections 364-A, 386, 342, 323, 506, 148, 149 & 120-B IPC and Section 25 of Arms Act 1959 registered at Police Station Barnala, District Barnala.

2. Counsel for the State opposes the bail on the ground that vide order dated 25.05.2023 passed in CRM-24095-2023 in CRM-M-1776-2023, this Court had already extended the time to conclude the trial till 30.09.2023 and at least the petitioner should wait till that date. Even there is no change in circumstances from the date of earlier rejection.

3. Be that as it may, in the entirety of facts and circumstances of the case, it is clarified that in case, the trial is not concluded by 30.09.2023, it shall be permissible for the petitioner to file bail application on the ground of delay alone and trial Court shall decide his bail application within one week from its filing without being influenced by the previous rejection. It is clarified that this permission is subject to the condition that neither the

petitioner shall seek any adjournment nor try to use any tactics to delay the trial. If he did so, this order shall stand recalled automatically by resorting to Section 362, read with Section 482 Code of Criminal Procedure, 1973, without any further reference to this court.

4. Petition is disposed of in the terms mentioned above. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

17.07.2023
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Whether speaking/reasoned	Yes/no
Whether reportable?	Yes/no