

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-40526-2023 (O&M)
Date of Decision:-24.08.2023

Tejinder Singh @ Dimpy

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Kanwaljeet Singh Brar, Advocate, for the petitioner.
Mr. Inderpreet Singh Kang, AAG, Punjab.

GURVINDER SINGH GILL, J.(Oral)

Today, at the very outset, learned counsel for the petitioner submits that he may be permitted to withdraw the instant petition with liberty to file afresh.

In view of the aforesaid request, the present petition is dismissed as withdrawn with liberty aforesaid.

Since, it has been informed by learned counsel for the petitioner that the trial of the petitioner stands separated from the remaining accused and that as on date only 3 out of cited 13 PWs have been examined in the

trial in respect of the petitioner, this Court deems it appropriate to issue the following directions:

- (i) The trial Court shall frame a schedule of dates in advance for summoning the witnesses and shall also endeavour to record the statements of the PWs whose presence is duly secured. Special Messengers be deputed for securing the presence of the PWs. If deemed necessary, a letter may be written to the Senior Superintendent of Police, concerned, for getting the needful done for ensuring timely presence of PWs.
- (ii) The prosecution is directed to ensure the presence of all the PWs before the trial Court on the dates as may be fixed by the trial Court for recording prosecution evidence. The District Attorney concerned to take necessary steps for the purpose of securing the presence of the remaining PWs.

24.08.2023
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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No