

CRM-M-42278-2023

. 2023:PHHC:114812

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202

CRM-M-42278-2023

Date of Decision :-01.09.2023

Santosh Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Karanjeet Singh Brar, Advocate
for the petitioner.

Mr. Gurpreet Singh, Addl. A.G. Punjab.

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Harsimran Singh Sethi, J. (Oral)

Learned counsel for the petitioner submits that though, the present petition has been filed for the grant of regular bail to the petitioner but as out of the total 11 cited witnesses, 05 witnesses have already been examined, the petitioner will be satisfied in case a direction is issued to the trial Court to conclude the trial in a time bound manner so that the petitioner will not suffer an indefinite incarceration.

Learned State counsel raises no objection to the said prayer of the learned counsel for the petitioner.

Keeping in view the fact that out of the total 11 cited witnesses, 05 witnesses have already been examined coupled with the fact that the petitioner is behind the bars for the last more than two and a half years, trial Court is directed to conclude the trial within a period of three months from the next date of hearing. Trial Court is free to pass an appropriate order to secure the presence of the witnesses, who are yet to testify.

Learned State counsel submits that all the official witnesses will appear before the trial Court to record their testimony on the date for which they are summoned without there being any exemption.

It is made clear that in case any official witness does not appear before the trial Court on the date for which, he/she is summoned, trial Court will be free to inform the higher authorities to initiate disciplinary proceedings against such an official witness and will also be in its jurisdiction to pass coercive order for securing the presence of such witnesses.

Present petition is disposed of in above terms.

September 01, 2023
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(HARSIMRAN SINGH SETHI)
JUDGE

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