

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

206

CRM-M-57862 -2023 (O&M)
Decided on : 22.11.2023

SUNIL @ SUNIL KUMAR

...PETITIONER

Versus

STATE OF HARYANA

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

PRESENT: Mr. Vijay Kumar Sheoran, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

HARSIMRAN SINGH SETHI , J. (Oral)

1. In the present petition, the prayer of the petitioner is for the grant of regular bail in case FIR No. 64 dated 09.02.2020, registered under Sections 302, 34 of the Indian Penal Code, 1860 and Sections 27, 54, 59 of the Arms Act, 1959 (challan presented under Sections 302 IPC and Sections 27 (1), 30 of the Arms Act, 1959), at Police Station Sector-10, Gurugram, Haryana.

2. Learned counsel for the petitioner submits that the petitioner has wrongly been implicated in the present case and the petitioner is behind the bars for the last more than 03 years and 09 months, hence, the petitioner be granted the concession of regular bail.

3. Per contra, learned State counsel submits that out of 29 cited prosecution witnesses, 26 prosecution witnesses have already been examined and remaining 03 prosecution witnesses have been summoned for 02.12.2023 i.e. the next date fixed before the trial Court. Learned counsel for the respondents further submits that keeping in view the fact that trial is about to complete, hence, the concession of grant of regular bail to the petitioner as prayed in the present petition may kindly be rejected .

4. Faced with the situation, learned counsel for the petitioner

submits that keeping in view the statement made by the learned State counsel recorded herein above, the petitioner is not pressing his claim for the grant of regular bail to him but, prays that trial Court be directed to conclude the trial in a time bound manner, so that the petitioner does not suffer indefinite incarceration.

5. Keeping in view the facts and circumstances of the present case, where out of the 29 cited prosecution witnesses, 26 prosecution witnesses have already been examined and remaining 03 prosecution witnesses have been summoned for 02.12.2023, the trial Court is directed to conclude the trial positively within a period of three months from the next date of hearing, even if, the presence of the remaining prosecution witnesses is to be summoned through coercive order and by giving short adjournment.

6. Present petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

22.11.2023

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Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*