

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-18373-2024
Date of Decision: 16.4.2024

Nikita Sharma and others

....Petitioners

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ravi Kumar Mishra, Advocate,
for the petitioners.

KARAMJIT SINGH, J. (Oral)

Counsel for the petitioners *inter alia* submits that FIR in this case was registered in 2012 and on completion of investigation, the police presented challan against the petitioners and after framing of charge on 23.9.2019, learned trial Court posted the trial for recording of statement of prosecution witnesses but till date, the prosecution is unable to examine any witness and the next date fixed is 9.5.2024.

2. Counsel for the petitioners further submits that being aggrieved, the petitioners have filed the present petition with request that necessary direction be given to the learned trial Court to conclude the trial in a time bound manner.

3. Notice of motion.

4. Mr. J.S.Dhaliwal, AAG, Punjab accepts notice on behalf of the State and on instructions from ASI Dharam Singh has not disputed the aforesaid assertions made by the counsel for the petitioners and apprised the Court that after framing of charges in the month of September, 2019, the

prosecution failed to examine any witness till date. State counsel has also not disputed the fact that delay in trial is not on account of act and conduct of the petitioners and rather the prosecution witnesses are not coming forward to depose against the petitioners.

5. In view of above, without expressing any opinion on the merits of the case, the present petition is disposed of with direction to the learned trial Court to expedite the trial and make sincere efforts to exhaust the list of prosecution witnesses attached with the challan without granting unnecessary adjournments and in case the prosecution witnesses are evading service, then to adopt coercive measures against them and to finally dispose of the trial preferably within next 8 months.

(KARAMJIT SINGH)
JUDGE

April 16, 2024
Paritosh Kumar

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