



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

116

CRM-M-29117-2024

Date of decision: 18.07.2024

Davinder Singh

.....Petitioner

Versus

Central Bureau of Investigation

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Aman Raj Bawa, Advocate for
Mr. Sarabjit Singh Verka, Advocate
for the petitioner.

Mr. Ravi Kamal Gupta, Advocate
for the respondent-CBI.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition has been filed under Section 482 of the Cr.P.C. seeking issuance of directions to the learned Trial Court i.e. the Court of learned Special Judge, CBI, Punjab, SAS Nagar (Mohali) to conduct the trial of criminal case/RC No.1(S)/2000/CBI/SIU-XVI/JMU dated 23.02.2000 registered under Sections 120B read with 220, 364 and 365 of the IPC titled as 'CBI Vs. Gurmeet Singh and Others', on day to day basis.

2. In compliance of order dated 03.06.2024, report of the learned Special Judge, CBI, Punjab, SAS Nagar (Mohali) has been received which has been annexed as Flag 'A'. It transpires that the occurrence in question pertains to the year 1992, however, a perusal of the report clearly reveals that the trial in the present case has actually

commenced only after the year 2021 as prior thereto there was a stay operating by virtue of an order passed by Hon'ble the Supreme Court. Thereafter, this Court had also stayed proceedings before the learned Trial Court till the year 2021. Furthermore, the defence had moved an application for summoning the complete file of Criminal Writ Petition No.82 of 1996 decided on 05.08.2016 (filed by complainant Amrik Kaur before Hon'ble the Supreme Court) which further prolonged the trial.

3. This Court is conscious about the long pendency of the case hence, it deems it appropriate to direct the learned Special Judge, CBI, Punjab, SAS Nagar (Mohali) to make earnest efforts and take up the case preferably on priority basis and endeavour to conclude the same within the next 08 months. It is also made clear that the learned CBI Court would not entertain any request for any unnecessary adjournments.

4. The instant petition stands disposed of in the above terms.

18.07.2024

(MANJARI NEHRU KAUL)

Vinay

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No