

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM-M-37736-2023

Date of decision: 22.02.2024

ISHWAR

....PETITIONER(S)

Versus

STATE OF HARYANA

....RESPONDENT(S)

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Vikas Bishnoi, Advocate for the petitioner.

Mr. Surender Singh, AAG, Haryana.

SANJIV BERRY, J.(ORAL)

1. After arguing at some length, learned counsel for the petitioner seeks withdrawal of the present petition at this stage, however, he submits that despite summons and consequentailable warrants having been issued for service of complainant Sumit Bhayana, his service has not been effected by the police and has referred to the *zimni* orders of learned trial Court from 18.04.2022 to 05.07.2023 to support his submission.

2. Admittedly, the petitioner is in custody since 07.09.2021 and the trial is being lingering on account of non-examination of these witnesses and it is evident from the *zimni* orders that theailable warrants of arrest of these material witnesses have not been got served by the police.

3. In these circumstances, learned trial Court is directed to ensure the expeditious disposal of the trial and to take steps for examination of

aforesaid material witnesses, the Superintendent of Police, Hisar, is also directed to depute some responsible police official to ensure the due presence of witnesses in the Court in pursuance to the summons/warrants on the date fixed.

4. Disposed of.

(SANJIV BERRY)
JUDGE

22.02.2024
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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |