

CRM-M-34986-2023 (O&M)

JONI VS. STATE OF HARYANA

Present: Mr. Satish K. Birla, Advocate
for the petitioner.

Mr. Rahul Mohan, Senior Deputy Advocate General, Haryana.

Learned counsel appearing for the petitioner submits that the petitioner has been falsely implicated in the case in hand, which is evident from the fact that he has no criminal antecedents. It has further been submitted that both the two material witnesses i.e. eyewitness to the occurrence stands examined, hence, further incarceration of the petitioner, in the facts and circumstances, would serve no useful purpose as 54 prosecution witnesses still remain to be examined.

Learned State counsel, on instructions from ASI Parvinder, has however, disputed the submissions made by the counsel opposite qua all the material witnesses having been examined. He, on instructions, has informed the Court that one Akhilesh Kumar, who was present when the occurrence in question took place is likely to be examined on the next date of hearing i.e. 14.11.2023. On further instructions, learned State counsel has informed the Court that the co-accused Neelkamal, who is the main accused has been identified by both the eyewitnesses while stepping into the witness box and it was in the disclosure statement suffered by accused Neelkamal that the role of the petitioner came to light in the crime in question.

In the circumstances, adjourned to 24.11.2023.

October 17th, 2023
Puneet

(MANJARI NEHRU KAUL)
JUDGE