

CRM-M-17445-2016

DECIDED ON: AUGUST 26, 2016

ISHWAR

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. A.S. Sullar, Advocate
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

JASPAL SINGH, J (ORAL)

By virtue of this petition preferred under Section 438 Cr.P.C., petitioner has sought pre-arrest bail in case FIR No. 6 dated 04.01.2016 under Section 307 IPC and Section 25 of Arms Act, registered at Police Station Gohana, District Sonapat.

At the time of issuance of notice of motion the following order was passed:

“Petitioner seeks concession of pre-arrest bail in case FIR No.6 dated 04.01.2016, under Section 307 IPC and Section 25 of the Arms Act, registered at Police Station Gohana, District Sonapat.

Counsel would advert to the DDR dated 25.07.2015 got recorded by complainant, Darbara Singh wherein he had clearly stated as regards an accidental firing. After a period of almost 6 months, the present FIR has been lodged raising allegations against the present petitioner.

Notice of motion, returnable for 26.08.2016.

In the meanwhile, petitioner is directed to appear before Investigating Officer and to join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/Investigating Officer. The petitioner shall join investigation as and when called upon to do so and he shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Satpal submits that in compliance of order dated May 19, 2016, petitioner has already joined the investigation and he is not required for further investigation.

In view of above, instant petition is allowed and order dated May 19, 2016 is made absolute.

However, petitioner shall be abide by all the terms and conditions as envisaged under Section 438(2) Cr.P.C.

AUGUST 26, 2016
sham

(JASPAL SINGH)
JUDGE

Whether	Speaking/Reasoned	Yes/No
Whether	Reportable	Yes/No