

I have heard the learned counsel for the petitioner and have also carefully gone through the file.

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It comes out that in the complaint, it was alleged that the petitioner party was attacked on 6.6.2013 at 8:30 AM by the accused. The learned Judicial Magistrate 1st Class, Mewat, after examining the preliminary evidence and the report of the police under Section 202 Cr.P.C. from the concerned SHO, found that there are not sufficient grounds to proceed against the accused. The learned Judicial Magistrate 1st Class, Mewat, has also found that the present complaint is a counter blast to FIR No. 69, dated 6.6.2013, registered in this case under Sections 148, 149, 323, 325, 285, 506 IPC read with Section 25 of the Arms Act, 1959. It was found that the complaint was filed after eight months of the incident. It was also found that there is delay in getting their medical examination done, which makes the complainant's version doubtful. In any case, the Judicial Magistrate 1st Class, Mewat, had considered the report of the police. It comes out that the present criminal complaint was filed only after the police case was investigated and the present complainant party found that they are in trouble in the FIR case lodged against them by the accused party. Therefore, to counter the said FIR, the present criminal complaint appears to have been filed by the complainant party. The said order was examined in revision by the learned Additional Sessions Judge, Mewat, and the order of the learned Judicial Magistrate 1st Class, Mewat, was upheld. Sufficient reasoning has been given in support of the impugned

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orders. Therefore, in the exercise of power under Section 482 Cr.P.C., there is no ground to interfere in the said orders.

The present petition is dismissed.

(KULDIP SINGH)
JUDGE

12.1.2016
sjks