

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

**CRM-M No. 5965 of 2016 (O&M)
Date of Decision: 05.04.2016**

Imdad

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Surinder Dagar, Advocate
for the petitioner.

Mr. Gaurav Dhir, Deputy Advocate General, Haryana
for the respondent/State assisted by ASI Mohan Lal.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 438 of the Code of Criminal Procedure, is for grant of anticipatory bail on behalf of the accused/petitioner- Imdad in case FIR No. 348, dated 13.07.2015, for offences punishable under Sections 148, 149, 323, 285, Indian Penal Code and Sections 25/54/59, Arms Act, (Section 307, IPC added during investigation), registered at Police Station Punhana, District Mewat.

As per allegations, the role attributed to the petitioner is of firing a shot from his country made pistol which hit the left side near collar bone of complainant Akhtar which has been declared to be dangerous to life.

It was contended that from the perusal of MLR of Akhtar at Annexure P-1, it cannot be countenanced to be a gun shot injury. That apart, there is no opinion of the doctor declaring the said injury to be dangerous to life, as per Annexure P-2.

Learned counsel for the petitioner submits that pursuant to order dated 18.02.2016, passed by this Court, the petitioner has since joined the investigation and fully cooperated. He further submits that the offence under Section 307, IPC has since been deleted.

Learned State Counsel, assisted by ASI Mohan Lal, does not refute the aforesaid factual position and further states that the petitioner is no longer required for custodial interrogation.

In view of the above, the interim protection/pre-arrest bail granted to the petitioner by this Court's order dated 18.02.2016, is made absolute.

Disposed of.

April 05, 2016

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**(JASWANT SINGH)
JUDGE**