

Manjeet Singh and anotherPetitioners

Vs.

State of HaryanaRespondent

CORAM : HON'BLE MS.JUSTICE NIDHI GUPTA

Present: Mr. Pratap Singh, Advocate for
Mr. Ishan Khetarpal, Advocate,
for the petitioner no.1.

Mr. Jaspal Singh, Advocate for
Mr. Sarabjit Singh, Advocate,
for petitioner no.2.

Mr. Surender Singh, AAG, Haryana.

NIDHI GUPTA, J. (Oral)

This is a petition under Section 439 of the Cr.P.C.for grant of regular bail to the petitioner in FIR No.0700 dated 09.12.2021, under Sections 148, 149, 323 and 506 (with Sections 325, 395, 397, 307 of the IPC and Section 25 of the Arms Act, 1959 added later), registered at Police Station Pundri, District Kaithal.

The allegations against the petitioners is that on 09.12.0221 at 5:00 a.m.in the morning the complainant came present outside the house of the petitioners armed with his licensed revolver; whereupon he was attacked by *lathis* and *dandas* by the persons named in the FIR namely Sukhbir Singh son of Gyan Singh, Manjeet son of Sukhbir, Dilbag son of Budh Ram, Gaurav son of Ombir and Sama son of Chhotu Ram.

The complainant states in the FIR that his licenced revolver was snatched by the petitioners.

Learned counsel for the petitioners submits that there was no occasion for the complainant to be outside their house at the odd hours at 5:00 a.m. and that too armed with revolver.

Learned counsel further submits that no specific injuries have been attributed to the petitioners and that they had attacked the complainant only in self defence.

The reply has been filed by the learned State counsel today in the Court, which is taken on record, in which it is admitted that the petitioners have been in custody since 09.01.2022.

Consequently, without making any comment on the actual merits of the case, the petition is allowed and the petitioners are ordered to be admitted to bail, upon them furnishing adequate bail and surety bonds to the satisfaction of the trial court/CJM/Duty Magistrate concerned.

September 19, 2022
dharamvir

(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO