

CRM-M-30417-2022

Date of Decision:- 31.10.2022

VIKAS KUMAR YADAV

...Petitioner

Verses

STATE OF HARYANA

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGHPresent: Mr. Ankur Lal, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

KARAMJIT SINGH, J. (Oral)

Present petition has been filed by the petitioner for grant of anticipatory bail in case having FIR No.239 dated 09.06.2022 registered under Sections 148, 149, 307, 323 IPC, 25 of Arms Act (Offence punishable under Section 3 SC/ST Act added later on) at Police Station Rewari City, District Rewari.

Learned counsel for the petitioner submits that the present FIR was registered against the petitioner and other persons as a counter blast to FIR No.238 dated 09.06.2022 registered against the opposite party under Sections 307, 323, 324, 148 & 149 IPC at Police Station Rewari City, District Rewari and the same was registered on the basis of the statement of the present petitioner, as per which the opposite party caused fire arm injuries as well as stab wounds to the petitioner on account of which the petitioner remained admitted in Medanta, The Medicity Hospital, Gurugram and his discharge summary is Annexure P-3.

Learned counsel for the petitioner further submits that the petitioner fired shots from his licenced fire arm only in his self defence resulting in injuries to Govind and he further submitted that the petitioner has joined the investigation with the police and surrendered his licenced pistol.

The State counsel on instructions from P/SI Manish Kumar has admitted the fact that the petitioner has joined the investigation and surrendered his licenced pistol and further submits that the petitioner is not required by the police for any further investigation or custodial interrogation.

In view of the above, present petition is allowed and the interim order dated 18.07.2022 is hereby made absolute subject to condition envisaged under Section 438(2) Cr.P.C.

31.10.2022

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(KARAMJIT SINGH)
JUDGE

Whether speaking /reasoned

Yes/No

Whether Reportable

Yes/No