



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

211

CRM-M-62325-2024

Date of decision : 26.05.2025

Preetam Ahlawat

.....Petitioner

versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**

Present: Mr. Arjun Sheoran, Advocate with  
Mr. Rohan Gupta and Ms. Tejasvi Sheokand,  
Advocates for the petitioner.

Ms. Priyanka Sadar, A.A.G., Haryana.

\*\*\*\*\*

**NAMIT KUMAR, J. (ORAL)**

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in case FIR No.168 dated 11.07.2024 registered under Sections 137, 61, 64(2)(m) & 96 of Bharatiya Nyaya Sanhita, 2023 and Section 6 of Protection of Children from Sexual Offence Act, 2012 at Police Station Rajaund, District Kaithal.

2. Status report by way of an affidavit of Sh. Lalit Kumar, HPS, Deputy Superintendent of Police, Kalayat, on behalf of the respondent-State, has been filed in the Registry which is taken on record.

3. Brief facts of the case are that complainant-Rajesh made a complaint to the police submitting therein that on 11.07.2024 at 9:30 a.m., when his daughter had gone to Silai Centre in the village, accused-Sukhwinder @ Bindri had abducted her on the pretext of performing

**CRM-M-62325-2024****2**

marriage. On the basis of said complaint, the instant FIR was registered and investigation was initiated. On the intervening night of 17/18.07.2024, the prosecutrix got recovered from village Barout, District Baghpat (U.P.) and her statement was recorded under Section 183 of BNSS, 2023, wherein she stated that she had gone with Sukhwinder @ Bindri from her house on 11.07.2024 for Fatehabad and there they prepared the documents of live-in-relationship. From there, they went to Delhi and stayed at a hotel for 5-6 days. Thereafter, accused-Sukhwinder @ Bindri was arrested and on the basis of disclosure statement made by accused-Sukhwinder @ Bindri, the petitioner was apprehended.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. The only allegation against the petitioner is that the petitioner, being friend of main accused Sukhwinder @ Bindri, has helped the main accused by providing his white colour Hyundai I-20 car and also got provided a room at Olive Green Residency Hotel, Chhatarpur Enclave Phase-II, New Delhi. He submits that the petitioner was not named by the prosecutrix in her statement recorded under Section 183 of BNSS, 2023 before the learned Magistrate and even during the course of trial also she has not supported the case of the prosecution and has been declared hostile. He submits that the petitioner is in custody since 20.07.2024. He further submits that investigation in the present case is complete; challan has been presented; charges have been framed and out of total 29 prosecution witnesses, only 01 i.e. prosecutrix has



**CRM-M-62325-2024**

**3**

been examined so far. He further submits that the trial may take a considerable time to conclude, therefore, no fruitful purpose would be served by detaining the petitioner behind bars.

5. On the other hand, learned State counsel has vehemently opposed the grant of regular bail to the petitioner on the ground that the petitioner, who is friend of main accused Sukhwinder @ Bindri, has played an active role in the abduction of the minor victim girl. She further submits that apart from the present case, the petitioner is also involved in three other cases. However, she conceded the fact that the investigation in the present case is complete; challan has been presented; charges have been framed and out of total 29 prosecution witnesses, only 01 i.e. prosecutrix has been examined so far. She has also filed custody certificate dated 23.05.2025 in the Court which is taken on record. As per the custody certificate, the petitioner is in custody for the last more than 10 months and he is also involved in 03 other cases.

6. Learned counsel for the petitioner submits that in all other 03 cases, the petitioner is on bail.

7. I have heard learned counsel for the parties and perused the record.

8. Keeping in view the custody period of the petitioner, which is 10 months and 03 days and the facts that the victim girl/prosecutrix has not supported the case of the prosecution in her statement recorded before the Trial Court and has been declared hostile; investigation in the present case is complete; challan has been presented; charges have been

**CRM-M-62325-2024****4**

framed and out of total 29 prosecution witnesses, only 01 i.e. prosecutrix has been examined so far and the trial may take a considerable time to conclude, therefore, the petitioner is ordered to be released on regular bail during trial on his furnishing bail bonds/surety bonds to the satisfaction of Illaqa Magistrate/Trial Court.

9. The petition stands disposed of accordingly.

10. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

**26.05.2025***kothiyal***(NAMIT KUMAR)  
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No