



232

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

CRM-M-44749-2025
Date of Decision:- 14.10.2025

VIJAY

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Divyam Singh, Advocate and Mr. Yuvraj Garg, Advocate
for the petitioner.

Mr. Abhishek Yadav, DAG, Haryana.

AMARJOT BHATTI, J. (Oral)

1. Petitioner Vijay has filed instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No.57 dated 04.05.2024 under Sections 363, 366, 376 (2) (n) and 506 of IPC and Section 6 of the Prevention of Children from Sexual Offences Act, 2012 registered at Police Station Bapoli, District Panipat.

2. As per facts of the case, FIR has been registered on the statement of complainant i.e. mother of the victim who reported that on 03.05.2024 his daughter aged about 15 years left the house without



informing anybody. She came to know that his daughter has been enticed away by Vijay with an intention to marry her. With these allegations, present FIR was registered.

3. As per status report, investigation was carried out. On 06.05.2024 Vijay came to the Police Station along with the missing girl. On 07.05.2024 she was taken to Government Hospital, Panipat for medical examination but she refused. On the same day, her statement was also recorded under Section 164 Cr.P.C. Vijay was arrested in this case on 06.05.2024. Later-on, during the course of investigation, statement of victim was again recorded under Section 164 Cr.P.C. on 13.05.2024. She was medically examined and on completion of investigation challan was presented in the Court.

4. Learned counsel for the petitioner argued that Vijay is behind the bars since 06.05.2024. During the proceedings of the trial, statement of the victim has been recorded as PW1 (Annexure P-2), statement of the mother has been recorded as PW3 (Annexure P-4). Victim has given improved version. Initially when her statement was recorded under 164 Cr.P.C. (Annexure R-2) she did not level allegations of forcible rape against the petitioner. She had also refused for her medical examination. Later-on, under the influence of her family, she gave another statement on 13.05.2024 (Annexure R-6) levelling false allegations against him. All material witnesses have been examined. Petitioner is behind the bars for the last about 1 ½ years. He will abide by the terms of bail order. Therefore, his regular



bail petition may be allowed.

5. Status report filed along with the relevant documents. It is pointed out that at the time of alleged occurrence, victim was minor. Her consent does not carry any weight. Proper investigation was carried out and thereafter, challan was presented on 15.06.2024 and charges were framed on 20.08.2024. Out of 20 prosecution witnesses, 9 witnesses have been examined. Statements of the victim recorded during investigation are annexed as Annexures R-2 and R-6. Statements of the victim and her parents recorded during trial are Annexures R-10 to R-12. Custody certificate is Annexure R-13.

6. I have considered the arguments and have gone through the record. Trial in this case is under progress. All material witnesses have been examined. Statement of victim recorded from time to time during investigation as well as the statement of victim recorded in the Court as PW1 will be considered by the trial Court at appropriate stage. Other witnesses are yet to be examined. Trial in this case may take long time. Petitioner is behind the bars since the day of his arrest. Therefore, without expressing my mind on the merits of the case, regular bail petition filed by the petitioner Vijay is allowed and he is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge, concerned.

CRM-M-44749-2025

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2025:PHHC:142355



7. Pending miscellaneous application (s), if any, stands disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

14.10.2025

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Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No