



CRM-M-65065-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M-65065-2024

Date of decision: 20.05.2025

SUNIL

...Petitioner

Versus

STATE OF HARYANA AND ANR

...Respondents

CORAM: HON'BLE MRS. JUSTICE **AMARJOT BHATTI**

Present: Ms. Pooja Jaglan, Advocate  
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

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**AMARJOT BHATTI, J.**

Petitioner has filed present petition under Section 483 of BNSS, 2023 for grant of regular bail in FIR No.94, dated 25.07.2024, under Sections 137(2), 3(5), 54, 65(1), 74 and 75(2) of BNS and Sections 4, 8 and 17 of POCSO Act, 2012 (lateron Section 137(2) of BNS and Section 8 of POCSO deleted) and (Sections 137 and 241 of BNS, 2023 added) registered at Police Station Bapoli, District Panipat.

2. As per facts of the case, complainant 'SK' gave his statement that his daughter i.e. victim 'S' age about 15 years was studying in 12<sup>th</sup> Class in Government School of their village. She left the house for going to school at 8.00 a.m. in the morning and returned home at 1 P.M. The victim disclosed to her mother that Manish met her on the way outside the school at 10.30. A.M. He told her that he has to tell something about her mother. He took her on his motor cycle in a guest house in Samalkha. Two boys namely Sunil and Sumit came in the guest house. Manish hired a



room in the guest house where he committed rape with her, whereas she was teased by Sunil and Sumit. Thereafter, Manish left her outside the village. With these allegations, present FIR has been registered.

3. Learned counsel for petitioner argued that main allegations regarding rape are against Manish. As per the contents of FIR, he along with co-accused Sumit had come to the guest house and there are allegations that he teased the victim. Co-accused Sumit Kumar has been granted regular bail in CRM-M-58026-2024 vide order dated 11.12.2024 (Annexure P-3). At present, statement of the victim has been recorded who merely stated that he along with co-accused Sumit were present outside the room. Petitioner was arrested in this case on 30.07.2024. Since, then he is behind the bars. He is ready to abide by the terms and conditions of bail order, therefore, his regular bail application may be allowed.

4. Detailed status report has been filed. It is pointed out that specific role is attributed to the petitioner. He in connivance with co-accused arranged a room in Guest House R.S. Residency. Manish committed wrongful act with the victim in the room arranged by the petitioner. It is confirmed that trial in this case is going on and two prosecution witnesses are already examined.

5. I have considered the aforesaid factual position. It is matter of record that co-accused Sumit Kumar with similar allegations has been granted regular bail in CRM-M-58026-2024 vide order dated 11.12.2024 (Annexure P-3). At present, testimony of prosecutrix has been recorded as PW-2 which is Annexure R-1. Main allegations of rape are against Manish. Present petitioner was arrested in this case and he is behind the bars since 30.07.2024. Trial Court in this case is likely to take sometime.



Therefore, without expressing my mind on the merits of the case, regular bail petition filed by the petitioner – Sunil is allowed. He is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)  
JUDGE

20.05.2025  
monika

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