



CRM-M-558-2025

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-558-2025

Date of Decision:- 01.08.2025

AAKASH ALIAS NIROTTAM

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Kunal Jindia, Advocate for petitioner.
Mr. Mohit Chaudhary, AAG, Haryana.
Mr. Vicky Sharma, Advocate for the complainant.

AMARJOT BHATTI, J.

1. Petitioner has filed instant petition under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of anticipatory bail in FIR No.483 dated 14.11.2024 under Sections 64 (1), 351 (2), 332 (B) of Bharatiya Nyaya Sanhita, 2023 and Section 25 of Arms Act, registered at Police Station Hodal, District Palwal.

2. As per facts of the case, prosecutrix 'P' gave her statement that on 09.11.2024 at about 5 pm, she was alone in the house when Akash entered in the house and forcibly raped her. She shouted for help. Her husband reached there. Akash took out knife from his pocket and attacked her husband on head and hand. She raised alarm. He threatened to kill her and fled away from the spot.



3. Learned counsel for petitioner argued that allegations levelled against him are false. Due to personal grudge against him and his family this false FIR has been lodged after a delay of 5 days. FIR has been lodged with ulterior motive. His anticipatory bail application was wrongly declined by learned Additional District and Sessions Judge, Palwal vide order dated 30.11.2024 (Annexure P-2). Petitioner has also moved an application (Annexure P-3) to SHO, Police Station Hodal, District Palwal by mentioning that matter has been compromised. Copy of compromise deed is Annexure P-4. He is ready to join the investigation, therefore, his anticipatory bail petition may allowed.

4. Bail petition is opposed by learned counsel representing State. As per the status report, on the complaint of prosecutrix, present FIR was registered. Injured 'SK' husband of the victim was medically examined. Copy of his MLR is Annexure R-1. Victim was also medically examined from Civil Hospital, Palwal. Copy of her MLR is Annexure R-2. Her statement was also recorded under Section 183 Bharatiya Nagarik Suraksha Sanhita, 2023. Investigation is under progress. Petitioner is yet to join the investigation.

5. Counsel for complainant has not disputed the compromise deed dated 16.01.2025 attested on 07.02.2025.

6. I have considered the arguments and have gone through the record carefully. Petitioner is seeking anticipatory bail in the aforesaid FIR. As per facts narrated in the FIR, occurrence took place on 09.11.2024 at about 5 pm when present petitioner allegedly raped the victim forcibly. On alarm raised by her, her husband reached on the spot who was attacked with



a knife. MLRs of the victim as well as her husband are also annexed. Allegations are serious in nature. Investigation is at initial stage. Offence is not compoundable. Weapon of offence is yet to be recovered. In light of this, petitioner cannot derive any benefit on the basis of said compromise deed dated 16.01.2025 attested on 07.02.2025 (Annexure P-4). Considering the gravity of offence, I do not find a fit case for grant of anticipatory bail and the same is, accordingly, declined.

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

(AMARJOT BHATTI)
JUDGE

01.08.2025

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