



CRM-M-29145-2025

-1-

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

209

CRM-M-29145-2025

Date of decision : 29.08.2025

Ajay Khurana

..... Petitioner

V/S

State of Punjab

..... Respondent

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Deepankur Sharma, Advocate for petitioner.

Ms. Manjot Kaur, AAG, Punjab.

AMARJOT BHATTI J. (ORAL)

1. Petitioner- Ajay Khurana has filed petition under Section 482 of BNSS read with Section 438 of Cr.P.C. for grant of anticipatory bail in case FIR No.486 dated 04.11.2024, under Sections 64(1) and 123 of BNS 2023, registered at Police Station Zirakpur, District SAS Nagar, Punjab.

2. As per facts of case, Zero FIR No.005 dated 12.10.2024 under Section 64(1), 123 BNS was registered at Panchkula where the prosecutrix alleged that she was 19 years old. Her parents were not keeping good health, therefore, she needed a job. She started doing job with Khurana Real Estate at Zirakpur and Ajay was her boss. On 11.10.2024 at about 3:00 PM he told her to see a plot at Dhakoli. She went in his car and on the way he offered her Limca laced with some intoxicant. Due to this, she became unconscious. When she reached office, she was vomiting and became unconscious. Ajay Kumar



CRM-M-29145-2025

-2-

committed rape upon her, due to which she was under pain. He told her to go home. With these allegations, present FIR has been registered.

3. Learned counsel for petitioner argued that allegations levelled against the petitioner are false. No such occurrence took place. He is ready to join the investigation. When her statement was recorded before the Magistrate under Section 183 BNSS, no allegation of rape was levelled against him. It is prayed that his anticipatory bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. Status report has been filed. The registration of FIR and the statement of victim recorded under Section 183 BNSS (Annexure R-1) is matter of record. Petitioner is evading arrest and his custodial interrogation is required.

5. I have considered the arguments and have gone through the record. At the time of registration of Zero FIR, the prosecutrix levelled allegations of rape against Ajay Kumar by giving her Limca mixed with some intoxicant substance. She alleged that she became unconscious and taking undue advantage of the same, Ajay Kumar committed rape upon her. The statement of victim was recorded before learned Sub Divisional Judicial Magistrate on 08.01.2025 where she changed her version by stating that everything had happened because of the medicine and nobody did any wrongful act with her. Therefore, it is rightly pointed out by learned counsel for petitioner that prosecutrix is changing her version. Petitioner is ready to join the investigation.

In the light of aforesaid factual position, anticipatory bail petition filed by petitioner is allowed. He be not arrested. In case of his arrest, he be released on bail to the satisfaction of Arresting/Investigating Officer concerned, subject to condition that petitioner will join investigation as and when required. He will not tamper with or interfere with investigation and will not leave country



CRM-M-29145-2025

-3-

without prior permission as provided under Section 482(2) of BNSS/438(2) of Cr.P.C.

6. Pending application(s), if any, also stands disposed of accordingly.

(AMARJOT BHATTI)
JUDGE

29.08.2025.

Sunil Devi

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No