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

**CRM-M-58277-2024**  
Date of Decision:- 19.02.2025

**MANJEET** ...Petitioner

Vs.

**STATE OF HARYANA** ...Respondent

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

Present:- Mr. Sandeep Parkash Chahar, Advocate for petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

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**AMARJOT BHATTI, J. (Oral)**

1. Petitioner has filed instant petition under Section 439 Cr.P.C. for grant of regular bail in FIR No.134 dated 08.06.2024 under Sections 120-B, 363, 366-A, 376 (2) (n), 376 (3), 376-D and 506 of IPC and Section 6 of Protection of Children from Sexual Offences Act, 2012 and Section 66-E of Information Technology Act, 2000 registered at Police Station Rajaund, District Kaithal.

2. Facts of case are complainant 'N' gave his statement that his daughter i.e. victim aged about 15 years 9 months was studying in 11<sup>th</sup> class in Tagore Senior Secondary School Kithana. On 07.06.2024 after having food, all went to sleep. He woke up at about 2 am and noticed that his daughter was missing from the house. He looked for her in the nearby area and enquired from the relatives but could not locate her whereabouts. Complainant lodged report with the police that his daughter has been enticed



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away by some unknown boy by giving allurements of marriage. With these allegations, FIR under Sections 363 and 366A of IPC has been registered. Later-on, on the basis of information, victim was recovered on 09.06.2024 from Haridwar and thereafter investigation was initiated. Accused Manjeet was also arrested on the same day.

3. Learned counsel for petitioner argued that allegations levelled against him are false and without any basis. Petitioner is not named in the FIR. Victim was produced for counselling and in the said counselling report (Annexure P-2) victim categorically stated that no wrongful act happened with her nor she is under any kind of pressure. She wanted to accompany her parents. Statement of victim was again recorded under Section 164 Cr.P.C. (Annexure P-3) where again she has not levelled any allegation against present petitioner. It is pointed out that victim was medically examined. As per her MLR (Annexure P-6), there was no injury on her person. At present, statement of the victim has been recorded in the Court (Annexure P-8) where she again did not support prosecution case. She was cross-examined at length but she stuck to the stand taken by her earlier. It is argued that without appreciating the aforesaid facts, regular bail application filed by petitioner was wrongly declined by Additional Sessions Judge, Special Court, Kaithal vide order dated 17.09.2024. Petitioner is ready to abide by the terms of bail order. Therefore, his regular bail application may be allowed.

4. Bail application is opposed by learned counsel representing State. Detailed status report has been filed in which aforesaid documents are annexed with the status report. It is pointed out that allegations levelled against present petitioner are serious. Victim was minor. Other material



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witnesses are yet to be examined. Therefore, petitioner is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record. Petitioner was arrested on 09.06.2024 and till date he is behind the bars. No doubt victim is minor. Report of counselling dated 09.06.2024 is Annexure P-2 and the statement of victim recorded under Section 164 Cr.P.C. dated 09.06.2024 is Annexure P-3. At present, statement of victim is also recorded in the Court (Annexure P-8). Therefore, material witness is already recorded. She did not level allegations of rape against petitioner. Trial in this case may take long time. Statement of victim along with other evidence will be appreciated at appropriate stage. In light of aforesaid factual position, it will not appropriate to keep petitioner behind the bars for indefinite time period. Therefore, without expressing my mind on the merits of the case, regular bail application filed by petitioner Manjeet is allowed and he is ordered to be released on bail to the satisfaction of trial Court/Duty Judge, concerned.

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

19.02.2025

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**(AMARJOT BHATTI)**  
**JUDGE**

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