



CRM-M-22961-2025

1

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

(205)

CRM-M-22961-2025
Date of Decision:-29.09.2025

Davinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Vishavjeet Singh Rishi, Advocate
for the petitioner.

Mr. Amandeep Singh Samra, AAG, Punjab.

ALOK JAIN, J. (Oral)

1. The present petition has been filed *inter alia* praying for grant of regular bail to the petitioner in case FIR No. 101 dated 23.07.2024, under Sections 376(2)(n) and 506 of the Indian Penal Code, 1860 and Sections 66E and 67 of Information Technology Act, 2000 added later on, registered at Police Station Dakha, District Ludhiana Rural (Punjab).

2. In compliance of order dated 06.05.2025, status report by way of an affidavit of Varinder Singh Khosa, PPS, Deputy Superintendent of Police, Dakha, District Ludhiana Rural has been filed by learned State counsel on behalf of respondent-State, which is taken on record, subject to all just exceptions.

3. Learned counsel for the petitioner submits that the petitioner is in custody for the last more than one year and all the material witnesses have been examined. Learned counsel for the petitioner further submits that



the present matter is a case where the consensual relationship subsequently turned sour and ultimately led to the lodging of the present FIR.

4. Learned State counsel has also filed the custody certificate of the petitioner in Court today, which is taken on record, according to which the petitioner has already undergone 01 year, 02 months and 04 days as on 28.09.2025, and submits that 06 out of 12 witnesses have been examined, however, could not deny the fact that the prosecutrix has been examined who has turned hostile.

5. At this stage, learned counsel for the petitioner submits that the co-accused Manjit Singh @ Money against whom the allegations were made in the present FIR has also been granted the concession of bail in CRM-M-54876-2024 by this Court.

6. In light of the above and considering the fact that the petitioner is in custody for the last more than one year and the material witnesses have been duly examined, and the fact that the trial is likely to take time, therefore, no useful purpose would be served by keeping the petitioner in custody, hence, the petitioner is entitled to the grant of the concession of regular bail.

7. Without commenting upon the merits of the case, the present petition stands allowed and the petitioner is ordered to be released on bail if not required in any other case on furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned. The petitioner shall, however, be released on the following conditions:

- i. The petitioner shall declare his ordinary place of residence and the mobile number used by him.
- ii. The petitioner will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will



be available in his absence.

- iii. The petitioner will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
- iv. The petitioner will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also. However, in case the petitioner does not possess a passport, then he shall file an undertaking to the said effect before being released.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 483 of BNSS, 2023.

8. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and this order shall not be considered as parity *qua* any other co-accused in any manner whatsoever.

9. It is further made clear that, in case, the petitioner is found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of conditions of bail.

(ALOK JAIN)
JUDGE

September 29, 2025

parul

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