

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARHCRM-M-660 of 2025(O&M)
Date of Order:07.08.2025

Irfan Khan

.Petitioner

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Kunal Dawar, Advocate, for the petitioner.
Mr. Vishal Kashyap, Sr. DAG, HaryanaSHALINI SINGH NAGPAL, JUDGE

1. First petition has been filed by the petitioner for grant of regular bail in a criminal case arising out of FIR No.185, dated 07.03.2024, registered under Section 366, 506 IPC ad Section 8 and 12 of the Protection of Children from Sexual Offences Act, 2012, at Police Station Sector 58, Faridabad, Haryana.

2. The Police registered the case on complaint of one 'J' (*name withheld*) wife of 'P' (*name withheld*), who stated that on 07.03.2024, at around 8:00 AM, in the area of Rajiv Colony Daggar Chowk Bus Stand, petitioner Irfan threatened her daughter 'R' (*name withheld*), aged 14 years, student of Class 8 at TM Public School, near Pawan Hospital and forcibly dragged her in an auto rickshaw. Petitioner took her to Ballabgarh park forcibly threatened, kissed her and touched her inappropriately. Earlier also in July 2023, Irfan, his friends Altaf and Anas etc. used to sit in front of their house and Irfan used to stare at his daughter.

3. Learned counsel representing the petitioner argued that petitioner had been falsely implicated in the case and, in fact, prosecutrix accompanied the petitioner to the public park, of her own free will and got

the FIR registered due to pressure of her family members. He further submitted that no sexual assault was committed by the petitioner, who was in custody for the last 9 months; further that challan had been presented, charges framed and the prosecutrix had been examined. He also referred to the statement on oath of the prosecutrix, wherein she conceded that in the first instance, she told the lady police officer that she had gone of her free will. He thus, prayed that the petitioner be enlarged on regular bail considering the nature of the offence and the period of custody.

4. Learned State counsel opposed the bail application, submitting that the prosecutrix fully supported prosecution case while appearing as a witness in the Court, and her evidence was corroborated by the CCTV footage. The allegations were serious in nature.

5. The petitioner has been booked under Section 8 and 12 of the Protection of Children from Sexual Offences Act, 2012. After presentation of the challan in the court, charges have been framed and prosecutrix has been examined. Without commenting on the merits of the case, keeping in view the fact that petitioner is in custody with effect from 08.03.2024 i.e. for about 1½ years, he is ordered to be released on regular bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

6. All the pending miscellaneous applications, if any, are also disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

07th August, 2025

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