



CRM-M-33055-2025

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

(211)

CRM-M-33055-2025  
Date of Decision:-01.09.2025

Naresh Kumar @ Sumit

.....Petitioner

Versus

State of Haryana

.....Respondent

**CORAM: HON'BLE MR. JUSTICE ALOK JAIN**

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Present: Mr. S.S. Momi, Advocate with  
Mr. Tarun Kumar Parashar, Advocate  
for the petitioner.

Ms. Swati Batra, Senior DAG, Haryana,  
assisted by SI Taro.

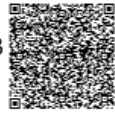
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**ALOK JAIN, J. (Oral)**

1. The present petition has been filed *inter alia* praying for grant of regular bail to the petitioner in case FIR No. 327 dated 18.10.2024, under Section 140(3) of BNS, 2023 (Sections 137(2), 87 of BNS and Section 6 of POCSO Act was added and Section 140(3) of BNS was deleted later on), registered at Police Station Sadar Pehowa, District Kurukshetra.

2. Learned counsel for the petitioner submits that there is no dearth of truth in the allegations levelled in the FIR and in fact, the complainant herself has admitted that she had gone with the petitioner on her own accord.

3. Learned counsel for the petitioner has heavily relied upon the testimony of the complainant (Annexure P-7), wherein, she herself admits that she was earlier in relationship with other four boys and out of them one is none other than the friend of the present petitioner. Learned counsel for



the petitioner further submits that in the testimony, the complainant stated that she was staying in Faridabad with the petitioner, however, in the complaint the complainant mentioned that she was taken to Vrindavan.

4. Learned State counsel fairly contends that the testimony of all the material witnesses have already been taken place and has filed the custody certificate of the petitioner in Court today, which is taken on record, according to which the petitioner has already undergone 09 months and 16 days as on 29.08.2025.

5. Heard learned counsel for the parties at length.

6. In light of the above and considering the fact that the petitioner is in custody for the last more than 09 months and 16 days 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 01, 2025**

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