

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

208

CRM-M-37419-2023 (O&M)
Date of Decision: 19.01.2024

RAVINDER

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. Gaurav Gupta, Advocate
for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

HARPREET KAUR JEEWAN, J. (ORAL)

1. Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case bearing FIR No.41 dated 04.03.2022 registered under Sections 363 and 366-A of IPC at Police Station Bhupani, District Faridabad.
2. Learned counsel for the petitioner *inter alia* contends that the petitioner is innocent and has been falsely implicated in the present case. The daughter of the complainant has not yet been recovered by the Police even after seven days of Police remand of the petitioner. He submits that the petitioner is in custody since 14.03.2023 and charges have been framed on 10.05.2023. He

further contends that the trial is going to take time to conclude, as such, prayer for releasing the petitioner on bail has been made.

3. On the other hand, learned State counsel has opposed the bail petition and submits that the petitioner had enticed the minor girl on the pretext of marriage and made physical relations with her and the said minor girl is yet to be recovered. He has informed that as per the *zimni* order dated 19.10.2023, only 1 witness has been recorded during the trial and the material witnesses are yet to be examined.

4. I have considered the aforesaid contentions. During the investigation, the petitioner-accused and the minor victim were seen in a mobile shop as per CCTV footage. As per the status report filed on behalf of the State, the petitioner had resided along with the minor victim for a period of 10-12 days representing themselves as a married couple in a rented accommodation in the house of Babulal son of Sohanlal in village Bas-Kusla, District Gurugram. However, by the time the police raided the said address, the petitioner and the prosecutrix left the said place. The statement of the said witness is yet to be recorded. As per the said status report, after the petitioner was arrested, he suffered a disclosure statement that he had taken the prosecutrix with him and induced her to perform marriage. He made physical relationship with the minor victim and stayed in a rented accommodation and he used to frequently change the location. It is further mentioned in the status report that despite enormous efforts by the Police to trace the victim, the prosecutrix could not be recovered till date.

5. Keeping in view the aforesaid circumstances and gravity of allegations against the petitioner, no ground is made out for releasing the

petitioner on bail. Accordingly the present petition stands dismissed.

6. All pending miscellaneous application(s), if any, stands disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

19.01.2024

P.Bhatt

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No