

**Sr. No.219****IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-57225-2023****Date of decision: 23rd May, 2024****ABHINANDAN @ ABHI****.....Petitioner****versus****STATE OF HARYANA****.....Respondent****CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Uday Chauhan, Advocate
for the petitioner.

Ms. Jasleen Chahal, AAG, Haryana,
assisted by Insp. Baahu Singh.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 439 of the Code of Criminal Procedure, 1973 seeking regular bail in case FIR No.0099 dated 17.08.2021, under Section 6 of Protection of Children from Sexual Offences Act, 2012; Sections 305, 363, 366-A of IPC, 1860 and Section 9 of Child Marriage Restraint Act, 1929, registered at Police Station Sector-20, District Panchkula, Haryana (Annexure P-1).

2. Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of the mother of the prosecutrix. The petitioner is a young boy, who was 19 years old at the time of registration of the FIR and he has been falsely implicated in the present case. He is in custody since 18.08.2021.

3. Learned State counsel has opposed the present petition on the ground of gravity of allegations levelled against the petitioner. Learned State counsel has filed custody certificate of the petitioner dated 22.05.2024, reflecting his period of custody as 02 years 09 months and 05 days. Custody certificate is taken on record.



4. I have considered the aforesaid contentions and perused the paper book.
5. As per the prosecution case, the petitioner is residing in the neighbourhood of the prosecutrix along with his family and he frequently used to visit the house of the prosecutrix. The petitioner allegedly allured the minor daughter of the complainant. He took her to Uttar Pradesh and solemnized marriage with her. The prosecutrix, aged 14 years, became pregnant. The petitioner used to harass the prosecutrix and ultimately on 16.08.2021, she committed suicide by hanging herself.
6. Keeping in view the facts and circumstances of the present case, despite the fact that the petitioner is in custody, no case is made out to release the petitioner on regular bail since the allegations against the petitioner are serious in nature.
7. Consequently, the present petition stands dismissed.
8. Pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

23rd May, 2024
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No