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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-18505-2025 in/and
CRM-M-3010-2024

Date of decision: 06.05.2025

RAJAN SINGH

....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MRS. JUSTICE **AMARJOT BHATTI**

Present: Mr. Nitin Narula, Advocate
for the petitioner.

Ms. Amrit Kaur Mahir, AAG, Punjab.

Ms. Gurpreet Kaur, Advocate for
Mr. M.S. Sidhu, Advocate
for the complainant.

AMARJOT BHATTI, J.

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This is an application for placing on record the copy of statement of PW-3 to PW-5 as Annexures P-4 to Annexures P-6.

Learned State counsel as well as learned counsel for the complainant suffered no objection if present application is allowed.

For the reasons mentioned in the application as well as no objection by aforesaid counsels, same is allowed and the accompanied documents Annexures P-4 to P-6 are taken on record, subject to all just exceptions.

Main Case

Petitioner-Rajan Singh has filed present petition under Section 439 of Cr.P.C. for grant of regular bail in FIR No.87, dated 31.08.2022, under Sections 363, 366 and 34 of IPC and Section 4 of POCSO Act



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(Amended), 2012, 2019 (Sections 376 and 120-B of IPC added later on) registered at Police Station Khalra, District Tarn Taran.

2. As per facts of the case, complainant 'AK' gave her statement that she is mother of three daughters. One of her daughter i.e. victim 'NK' was born on 02.07.2009 and was studying in 8th standard in Government School situated in their village. On 30.08.2022, at about 11.00 a.m., she left the house for going to a shop but did not return home. They tried to locate her whereabouts but could not find her. They came to know that there were four boys working as painter and used to live in rented house of Raj Kaur. One Rajan Singh came along with his mother on 30.08.2022 and in connivance with Raj Kaur enticed her daughter. With these allegations, present FIR was registered.

During the course of investigation, present petitioner Rajan Singh and other co-accused were arrested on 01.09.2022. The victim was recovered and her statement was recorded under Section 164 of Cr.P.C. on 02.09.2022. After completion of investigation, challan was presented in the Court.

3. Learned counsel for petitioner argued that allegations levelled against Rajan Singh are false. He is in custody since 01.09.2022. Statements of material witnesses have been recorded and annexed with the present file as Annexures P-4 to P-6. Said witnesses have not supported the prosecution case. He is ready to abide by the terms and conditions of bail order. Therefore, his regular bail application may be allowed.

4. Detailed status report has been filed. The investigation was completed and the challan was presented on 25.11.2022, charge sheet was framed on 19.10.2023. At the time of filing of status report, one



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prosecution witness was examined. FSL report is yet to be received. There are serious allegations against the present petitioner.

5. I have considered the arguments and have gone through the record. Petitioner is behind the bars for the last about two and half years. The record shows that till date prosecution has examined five witnesses including mother of the victim as PW-3 (Annexure P-4) father of the victim as PW-4 (Annexure P-5) and the victim herself as PW-5 (Annexure P-6). The testimony of aforesaid witnesses indicates that they were declared hostile as they did not support the prosecution version. The remaining evidence is yet to be recorded. Testimony of aforesaid witnesses will be considered at appropriate time by the trial Court. Considering the long custody, without expressing my mind on the merits of the case, regular bail petition filed by the petitioner Rajan Singh is allowed. He is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

06.05.2025
monika

1. Whether speaking/ reasoned	:	Yes /No
2. Whether reportable	:	Yes /No