

CRM-M-5704 of 2025

2025:PHHC:073757



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

CRM-M-5704 of 2025
Date of decision: 28.05.2025

Kavita

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Sanchit Punia, Advocate,
for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

NAMIT KUMAR, J. (ORAL)

1. Instant third petition has been filed by the petitioner under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking regular bail in case FIR No.378 dated 06.10.2021 registered under Sections 354-C, 509, 116 IPC, Sections 6 & 12 of the Protection of Children from Sexual Offences Act, 2012 and Sections 66 E and 67 B of the Information Technology Act, 2008 at Police Station Rewari City, District Rewari.
2. Status report by way of an affidavit of Dr. Ravinder, HPS, Deputy Superintendent of Police, (HQ) Rewari, on behalf of respondent-State, has been filed in the Registry which is taken on record.
3. Briefly stated, the case of the prosecution is that the victim,

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aged 11 years, came in contact with petitioner, who earlier behaved nicely thereafter, by giving threats clicked nude photographs of the victim and made the victim indulged in sexual acts as also shared nude pictures of the victim with co-accused Inderjeet Yadav by video calling.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. He further submits that petitioner has not committed the offence alleged in the FIR. He further submits that even if the allegations in the FIR are taken at their face value, no offence is made out against the petitioner. He further submits that the matter has been compromised between co-accused Inderjeet Yadav and the victim as well as the complainant, which fact has been recorded in order dated 21.12.2023 passed in CRM-M-64370 of 2023 (Annexure P-3). He further submits that co-accused Inderjeet Yadav has been granted regular bail by a Co-ordinate Bench of this Court vide order dated 17.08.2023 passed in CRM-M-434 of 2023. Learned counsel further submits that investigation in the present case is complete; challan has been presented; charges have been framed and prosecution has concluded its evidence. He submits that petitioner is a young lady of 27 years of age and is in custody since 06.10.2021. He further submits that the petitioner is not involved in any other case. He further submits that trial may take a considerable time to conclude, therefore, no fruitful purpose would be served by detaining the petitioner behind bars.

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5. Per contra, learned State counsel has opposed the prayer for grant of regular bail to the petitioner on the ground that she has indulged in sexual acts with a 11 years old victim through telephone which has affected her psyche to the extent that she even wanted to commit suicide.
6. I have heard learned counsel for the parties and perused the record.
7. Keeping in view the custody of the petitioner, which is about 03 years, 07 months and 22 days; co-accused Inderjeet Yadav has already been granted the concession of regular bail; she has no other criminal antecedents; all the prosecution witnesses have been examined and the conclusion of trial may take a long time, however, without commenting upon the merits of the case, the petitioner is ordered to be released on regular bail during trial on her furnishing bail bonds/surety bonds to the satisfaction of Illaqa Magistrate/Trial Court.
8. The petition stands disposed of accordingly.
9. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

28.05.2025
R.S.

(NAMIT KUMAR)
JUDGE

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