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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13022-2025

Date of Decision:- 11.07.2025

Krishan alias Krishan Narshot

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Kushager Goyal, Advocate
for the petitioner.

Mr. Sulinder Kumar, DAG, Haryana.

AMARJOT BHATTI, J.(Oral)

1. Petitioner – Krishan @ Krishan Narshot has filed 2nd petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No. 576 dated 16.07.2023 under Section 363 & 366-A of IPC (Section 354-A, 506, 120-B of IPC and Section 10, 17 of POCSO Act, 2012 were added later-on) registered at Police Station Civil Lines Sirsa, District Sirsa (Haryana) (Annexure P/1).

2. Facts of the case are, complainant 'RK' filed complaint dated 16.07.2023 to police that he is father of three children. His elder daughter was studying in 8th standard in Maharaja Agrasen School, Begu Road, Sirsa. On that day, she went to a park at about 06:00 pm for a walk and did not return home. His daughter was approximately 13 years of age, who has been allured to leave the house at the instance of some unknown person.

As per status report, victim appeared and her statement was got recorded under Section 164 Cr.P.C. on 18.07.2023, where she named



present petitioner alongwith other co-accused. She was also medically examined. Investigation was completed and challan was presented against him on 16.10.2024.

3. Learned counsel for petitioner argued that allegations levelled against him are false. He has not committed any offence. In-fact, victim was friendly with co-accused. She named Jashandeep alias Jas alias Jashan as her friend who was friendly with Aditya Bhatti alias Sahil. She was further introduced with Surjeet Kamboj alias Sam. Present petitioner was falsely named in this case subsequently. Two of the co-accused are juveniles and one of them has been granted concession of bail vide order dated 23.08.2024 (Annexure P-6). His regular bail petitions were wrongly declined by learned Additional Sessions Judge, Fast Track Special Court, Sirsa vide orders dated 04.10.2024 and 04.11.2024 (Annexures P-7 and P-8 respectively). Trial in this case is at initial stage. First bail petition bearing CRM-M-59509-2024 filed by petitioner was dismissed as withdrawn vide order dated 03.12.2024 (Annexure P-9). Petitioner will abide by terms and conditions of bail order. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State of Haryana. Detailed status report has been filed giving the details of FIR and statement of victim recorded under Section 164 Cr.P.C. It is pointed out that victim was minor at the time of said occurrence. She has specifically named present petitioner and specific role is attributed to him. Copy of his disclosure statement is Annexure R-5. Challan in this case has been presented on 16.10.2024 and charges have been framed under Section 363, 366, 354-D, 120-B, 506 of IPC and Section 10, 17 of POCSO Act



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vide order dated 10.01.2025. Trial against co-accused 'S' (child in conflict with law) has been disposed of by learned Principal Magistrate, Juvenile Justice Board, Sirsa vide order dated 21.08.2024. Other co-accused who is also child in conflict with law 'A' alias 'S' is still facing trial before Juvenile Justice Board, Sirsa. Qua present petitioner, trial is yet to start. Therefore, he is not entitled to the concession of bail.

5. I have considered the arguments and have gone through the record. In statement given by victim under Section 164 Cr.P.C, present petitioner is specifically named and specific role is attributed to him. Other co-accused were juveniles, whereas, present petitioner was major, therefore, qua him challan is presented before Special Fast Track Court, Sirsa on 16.10.2024. After framing of charges, statement of victim is yet to be recorded. Since, statement of victim has not been recorded till date, therefore, there is every chance that petitioner may try to influence her, in case released on bail. Considering the gravity of offence and facts of case, at this stage, I do not deem it appropriate to release the petitioner on regular bail. Therefore, bail petition filed by present petitioner Krishan alias Krishan Narshot is, accordingly, dismissed.

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

11.07.2025

*laliit***(AMARJOT BHATTI)**
JUDGEWhether speaking/reasoned:
Whether reportable:Yes/No
Yes/No