



CRM-M-14699-2025

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

CRM-M-14699-2025

Date of Decision:- 25.07.2025

NITIN

....Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Amit Malik, Advocate and Mr. Manjeet Singh, Advocate
for the petitioner.

Mr. Viney Saini, AAG, Haryana.

Mr. L.K. Gollen, Advocate for the complainant.

(through V.C.)

AMARJOT BHATTI, J. (Oral)

1. Petitioner has filed instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No.268 dated 07.08.2024 under Sections 137 and 96 of Bharatiya Nyaya Sanhita, 2023 (corresponding Section 363 and 366 (a) of IPC, respectively) (Section 64 (2), 318 (4) of Bharatiya Nyaya Sanhita, 2023 (corresponding Section 376 and 420 of IPC) and 6 of POCSO Act, added later-on), registered at Police Station Civil Lines, District Jind.

2. As per facts of the case, complainant 'SK' gave his statement



that his daughter i.e. victim 'S' aged about 17 years 10 months, whose date of birth is 04.10.2006, after passing her 12th class, was preparing for NEET in Akash Institute, Jind. She was staying with her *Massi* for the last about 2 months. On 07.08.2024, he received a call from his sister-in-law that his daughter 'S' left the house at about 12 o'clock noon without informing anyone. Complainant along with his relatives inquired and came to know that Nitin Sheokand was wandering around his daughter and sometimes they used to talk on phone. On inquiry, he found that his daughter has been kidnapped with bad intention by giving some allurements by Nitin Sheokand. With these allegations, present FIR has been registered.

During investigation, victim was recovered on 22.08.2024. On 23.08.2024, her statement was recorded under Section 183 Bharatiya Nagarik Suraksha Sanhita, 2023. For counselling, she was produced before District Child Welfare Committee, Jind. She was medically examined at General Hospital, Jind, but she refused for her internal examination. Accused was arrested on 24.08.2024. After completion of investigation, challan was presented in the Court.

3. Learned counsel for petitioner argued that petitioner is behind the bars since 24.08.2024. All allegations levelled against him are false and without any basis. He referred to the statement of victim recorded under Section 183 Bharatiya Nagarik Suraksha Sanhita, 2023 (Annexure P-3). Victim and the petitioner were known to each other since long. Petitioner has not used any force on the victim. Statement of victim is already recorded



as Annexure A-1. Trial in this case may take long time. His regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. Detailed status report has been filed. As referred above, on completion of investigation, challan was presented in the Court on 15.10.2024. Charges were framed and prosecution witnesses are being examined. As per the status report, out of seventeen witnesses, four prosecution witnesses have been examined. It is confirmed that statement of the victim has been recorded as PW-1 (Annexure R-7). It is pointed out that at the time of alleged occurrence victim was minor. Considering the gravity of offence, petitioner is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record. Regular bail filed by the petitioner was declined by learned Additional Sessions Judge, Jind vide order dated 20.02.2025 (Annexure P-2). Present petitioner is 22 years old. Whereas victim was 17 plus at the time of said occurrence. It cannot be ignored that she was minor. She left the house on 07.08.2024 and was recovered on 22.08.2024. Petitioner was also arrested on 24.08.2024 and since then he is behind the bars. Challan is presented. Trial is under progress. Statement of the victim is also recorded. Therefore, petitioner in case, released on bail will not be able to influence the victim. Till date, four prosecution witnesses have been examined. Statement of victim, her uncle and parents are annexed as Annexure A-1 to A-4. Since other witnesses are yet to be examined, therefore, trial may take



some time. Without expressing my mind on the merits of the case, regular bail petition filed by the petitioner is allowed and 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

25.07.2025
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Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No