

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213

2025:PHHC:170906



CRM-M-20912 of 2025 (O&M)
Date of Order: 08.12.2025

Vansh

..Petitioner

Versus

State of Haryana and another

..Respondents

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Sanjeev Majra, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. C.S. Bakshi, Advocate with
Ms. Malika, Advocate and
Mr. Ajayveer Maan, and
Mr. Gurjeet Singh, Advocate
for respondent No.2-Complainant.

SHALINI SINGH NAGPAL, JUDGE

Petitioner seeks regular bail in case vide FIR No. 749 dated 20.09.2024, under Sections 376(2)(n), 506 of Indian Penal Code, 1860 (for short 'the IPC) and Section 6 of the Protection of Children from Sexual Offences Act, 2012, (for short 'the Act'), registered at Police Station Sadar Karnal, District Karnal. This is the first petition for regular bail.

2. The FIR was registered on complaint of District Child Welfare Committee, Karnal, informing that on 20.09.2024 one 'S' r/o village Rukanpur Uchana, Karnal, produced her mentally challenged minor child before the Committee. The Committee interacted with the child who informed that Vansh s/o Pawan Kumar was forcibly sexually exploiting her for the last one year; that she was being shown obscene videos, her obscene videos was prepared and Vansh had been threatening her with death. Her

younger brother Sameer s/o Pawan also molested her in school on which account the child remained scared and fearful. Vansh had been threatening her family members with dire consequences.

3. Learned counsel for the petitioner submits that petitioner was in custody in the case for the last more than one year. He further submits that no specific date of the alleged incident of rape was disclosed in the FIR. Infact, petitioner and brother of the prosecutrix were both classmates and the case was falsely got registered, on account of a dispute between them. There was no medical evidence to support prosecution case. Petitioner, therefore, deserves to be enlarged on regular bail.

4. Learned State counsel has filed status report by way of affidavit of Sandee Kumar, HPS, Deputy Superintendent of Police, HQ Karnal, along with custody certificate of the petitioner submitting that in view of serious nature of allegations against the petitioner, he did not deserve to be enlarged on regular bail.

5. As per Unique Disability ID, the victim/child is suffering from 50% mental retardation. Petitioner has been booked for the offence under Section 6 of the Protection of Children from Sexual Offences Act, 2012, for having committed aggravated penetrative sexual assault on a mentally challenged 16 years old child. He is related to the prosecutrix. Prosecutrix when examined, has supported prosecution case. The offence is punishable with imprisonment for a term not less than twenty years, which may extend to life or death. Considering the nature and gravity of allegations, the quantum of punishment conviction may entail, relationship of the petitioner with child and her physical and mental state, it is not a fit case to release the petitioner on bail.

6. Hence, the application for regular bail is dismissed.
- 7 Nothing observed hereinabove shall be construed as expression
of opinion on merits of the case.
8. All the pending miscellaneous applications, if any, stand
disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

08.12.2025
reema

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