



CRM-M-29294-2025

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259 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-29294-2025

Date of decision: 01.08.2025

VIKAS

....Petitioner

Versus

STATE OF HARYANA

....Respondent

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

Present: Mr. Rajesh Lamba, Advocate
for the petitioner.

Mr. Mohit Choudhary, AAG, Haryana.

AMARJOT BHATTI, J.

Petitioner-Vikas has filed present petition under Section 483 of BNSS, 2023 for grant of regular bail in FIR No.71, dated 10.04.2025, under Sections 3(5), 137(2) and 62 of BNS and Section 12 of POCSO Act, registered at Police Station Faridabad NIT, Faridabad, Haryana.

2. As per facts of the case, the complainant gave her statement that she is mother of two daughters. Her elder daughter i.e. victim was studying in 12th Class in Shree Ram Model School, near Mahila Police Station NIT, Faridabad. The victim disclosed that Rashid got friendly with her in the year 2021 and he used to have whatsapp chat. He started following her in August 2022 when she used to go to her school. On 7th April 2025, she came to know that Rashid came to school along with his friend Shiva and told the school guard that her mother was sick and she should be sent along with them. The guard asked about the name of her mother which Shiva could not tell and thereafter they went back. The complainant alleged that Rashid and Shiva wanted to kidnap her daughter. With these allegations, present FIR has been



3. Learned counsel for petitioner argued that in the FIR, present petitioner was wrongly named as Shiva. Present petitioner is in fact Vikas who is arrested in this case. The allegations levelled against him are without any basis. He has no concern with Rashid or the victim. He is a school going student recently passed 10th Class. He never contacted the victim nor there is any attempt on his part to kidnap her. No offence is made out. He is behind the bars since 11.04.2025. He is ready to abide by the 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. The statement of victim was recorded under Section 183 of BNSS (Annexure R-1) where she had name Rashid and Shiva specifically. In fact Shiva is also known by name Vikas. He is duly identified by the victim. There was intention on their part to kidnap the victim from her school. Even prior to this, co accused used to stalk her. At present challan has been presented and the trial is at initial stage. In view of the specific allegations, petitioner is not entitled to be released on regular bail.

5. I have considered the arguments and have gone through the record carefully. Perusal of FIR indicates that main allegations are levelled against co-accused Rashid. The name of present petitioner has come with regards to incident of 07.04.2025. It is alleged that both the accused Rashid and Shiva inquired about the victim from the school guard. They wanted to take her along with them but when the guard inquired about the name of mother of the victim to which they could not tell. Both of them went away. Challan is already presented. Investigation has been completed, therefore, without expressing my mind on the merits of the case, regular bail petition filed by the petitioner – Vikas @ Shiva 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.

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

01.08.2025
monika

(AMARJOT BHATTI)
JUDGE

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