

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

104 CRM-108-2025
CRM-109-2025 in/and
CRM-M-44000-2024
Date of Decision: 10.01.2025

HARPREET SINGH
...Petitioner
Versus

STATE OF HARYANA AND ANOTHER
...Respondents

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Pankaj Nanhera, Advocate and
Mr. Rahul Gautam, Advocate
for the petitioner.

Mr. Rahul Dev Singh, Addl. A.G., Haryana.

Mr. Yogesh, Advocate for
Mr. Ramandeep Singh, Advocate
for the complainant.

HARPREET KAUR JEEWAN , J.

CRM-108-2025

1. The present application filed on behalf of the petitioner for placing on record the copy of the order dated 20.12.2024 passed by the Hon'ble Apex Court in Special Leave Petition (Criminal), Diary No.(S) 59722 of 2024 as Annexure P-7 is allowed.
2. Annexure P-7 is taken on record subject to all just exceptions.
Office to tag the same at appropriate place.

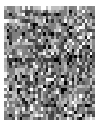
CRM-109-2025



1. The present application has been filed for preponing the date of hearing in the main case, which is listed for 29.01.2025.
2. For the reasons mentioned in the application, the same is allowed.
3. The date of hearing in the main case is preponed. The main case is taken on Board today.

Main case

1. The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.180 dated 23.04.2024 (Annexure P-1) under Sections 365, 506 of the IPC and Section 8 of the POCSO Act, 2012, registered at Police Station Chandimandir, District Panchkula.
2. As per the custody certificate dated 18.12.2024, the petitioner has undergone 07 months and 08 days of actual custody.
3. Learned counsel for the petitioner contends that the petitioner has been falsely implicated in this case and he is in custody as under-trial since 11.05.2024. He submits that investigation is complete and final report under Section 173 Cr.P.C. has already been presented before the trial Court. He further contends that the statements of the prosecutrix and her mother have already been recorded by the trial Court and they have not supported the prosecution case.
4. Learned State counsel while referring to the status report dated 09.12.2024 has confirmed the fact that after the completion of the investigation, final report under Section 173 Cr.P.C. was presented before the trial Court and



the charges were framed on 02.08.2024. Learned State counsel has further confirmed that the statements of the prosecutrix and her mother have been recorded but they have not supported the version of the prosecution and they have been declared hostile.

5. I have heard learned counsel for the parties and have also gone through the paper-book, as well as the status report, carefully.

6. The investigation is already complete; the final report (*‘challan’*) under Section 173 Cr.P.C. has already been presented before the trial Court; 17 prosecution witnesses are yet to be examined; the conclusion of the trial is going to take time; the material witnesses have already been examined; the prosecutrix at whose instance the FIR was registered has not supported the prosecution case and there was no medical examination of the prosecutrix.

7. Keeping in view the above facts and circumstances of the present case, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing adequate bonds and surety bonds to the satisfaction of the trial Court concerned.

8. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

9. All the pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

10.01.2025

P.Bhatt

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No