



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

CRM-M-53292-2025 (O&M)
Reserved on: 10.11.2025
Pronounced on: 11.11.2025

HANUMAN **...Petitioner**

V/S

STATE OF HARYANA **...Respondent**

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Keshav Pratap Singh, Advocate
and Mr. Bharat Singh, Advocate for the petitioner.

Ms. Kanica Sachdeva, DAG Haryana.

Mr. Amarjot Singh, Advocate
for the complainant.

SHALINI SINGH NAGPAL, J.

Petitioner seeks regular bail in case arising out of FIR No. 71 dated 27.06.2025 under Sections 351(2), 64(2)(m) Bharatiya Nyaya Sanhita, 2023, Police Station Women Sirsa, District Sirsa. This is the first petition for regular bail.

Prosecutrix alleged that she was a Group 'D' employee in a bank and in the year 2023, she started talking with Hanuman Singh son of Jagdish, resident of Dabwali. On 10.09.2024, Hanuman trapped her and took her to a Hotel, where he had physical relations with her again and again. After 03 months, Hanuman visited their house to meet her father. Her family members became suspicious, upon which she disclosed the entire matter to her mother. Her father confronted the family of Hanuman who assured that he would not

**CRM-M-53292-2025 (O&M)****-2-**

trouble her again. Yet, Hanuman was not deterred and kept calling her again and again. She blocked his mobile number. That night, at 12/1.00'O Clock, Hanuman came to her house and started ringing the bell. They called number 112, the police reached but Hanuman ran away. Hanuman had been repeatedly harassing her, had sexual intercourse with her without her consent and threatened her with death.

Learned counsel for the petitioner submits that it was a clear case of consensual relationship between two mature adults. Prosecutrix, who was a 21 years old working lady, visited various Hotels with the petitioner in a period of two years and in this context, he referred to copies of hotel registers on record, taken into possession by the police. It was further argued that even the whatsapp chats, copies of which were on record, made it apparent that prosecutrix had been expressing love for the petitioner, calling him love names. From her statement under Section 183 BNSS, it was amply clear that she was aware that petitioner was a married man and used to talk to her about his strained relations with his wife. It has been argued that the case was got registered when the relationship became sour and essential ingredients of the offence under Section 376 IPC were not attracted.

Learned State counsel has filed status report by way of affidavit of Rajesh Kumar, HPS, Deputy Superintendent of Police, Sadar and CAW Sirsa. She assisted by learned counsel for the complainant has opposed the prayer for regular bail arguing that no prosecution witness had been examined till date and in his statement recorded during investigation, petitioner conceded his



CRM-M-53292-2025 (O&M)

-3-

involvement in the crime. In the event of release on bail, petitioner may influence the course of trial and may tamper with the evidence.

Prosecutrix is a mature, educated working lady. Her own version in the statement under Section 183 BNSS is that she was aware of the marital status of the petitioner, yet continued to have physical relations with him. Apparently, the relationship continued for about two years. Petitioner, who is in judicial custody for the last 04 months, is not stated to be involved in any other case. Whether or not, in the facts and circumstances of the case the offence under section 376 IPC would be attracted would be a debatable issue and can only be adjudicated on conclusion of trial, which is likely to take long. In these circumstances but without meaning to express any opinion on the merits, the petition is allowed. Petitioner-Hanuman, is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Magistrate concerned.

Pending CRM(s), if any, are also disposed of accordingly.

(SHALINI SINGH NAGPAL)
JUDGE

Reserved on: 10.11.2025

Pronounced on: 11.11.2025

Ajay Goswami

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