



CRM-M-62886-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-62886-2024 (O&M)

Date of decision: 25.03.2025

LAXMINARIAN ALIAS DEEPANSHU

....Petitioner

Versus

STATE OF HARYANA

....Respondent

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

Present: Mr. Abhishek Malik, Advocate for
Ms. Pooja Jaglan, Advocate
for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

AMARJOT BHATTI, J.

Petitioner has filed the present petition under Section 439 of Cr.P.C. for grant of regular bail in FIR No.18, dated 11.01.2024, under Sections 376(2)(n) and 506 IPC, registered at Police Station Chandni Bagh, Panipat.

2. As per facts of the case, prosecutrix gave her statement that she was married to Shamsheer and out of this wedlock she was having two children. Her husband was in jail since the year 2020, in a murder case. In the year 2022, she went to Gohana District Sonapat for domestic work where she came in contact with Deepanshu. They started talking to each other. He claimed that he was acquaintance with big officers and could help her husband to get out of jail. She was residing in a rented house at Panipat which was arranged by her parents. On 14.12.2023, she received a call from Deepanshu to reach at Surya Hotel, Sanauli road, Panipat where he had booked a room. When she reached there at about 6.30 p.m., he mixed



some intoxicant in the food and he committed wrongful act with her against her wishes. They vacated room on the next day at 10.00 a.m. She was threatened not to tell anything to anybody. She was again called by Dipanshu on 18.12.2023 to Surya Hotel where they booked a room and stayed for a night. He again ravished her against her wishes. On 24.12.2023, he came to her house along with his brother Deepak and three other friends to pressurize her not to mention about these incidents to her parents. She was threatened by Deepanshu and his companions. Thereafter, friends of Deepanshu started making whatsapp calls to her and repeatedly pressurized her. Ultimately, the matter was reported to the police.

3. Learned counsel for petitioner argued that petitioner is a young man 23 years of age having clean antecedents and allegations levelled against him are false. In fact, it is the prosecutrix who is married lady, mother of two children is blackmailing him and raising demand for Rs.20 lacs. There is a video recording in this regard. Without proper appreciation of the facts, bail application was declined by the learned trial Court. He is ready to abide by the terms of bail order. It is submitted that his regular bail petition may be allowed.

4. Status report has been filed, confirming the facts stated in the FIR. It is clarified that during investigation allegations levelled against Deepak Kumar brother of the accused and three other were found to be false and they were found innocent. However, the record of the hotel has been collected regarding their visit on 14.12.2023 and 18.12.2023. After completion of investigation, challan was presented on 22.05.2024, charges were framed on 29.08.2024 and till date out of 12 prosecution witnesses, three witnesses have been examined. Considering the gravity of offence,



regular bail application is opposed.

5. I have considered the arguments and have gone through the record as referred above. On completion of investigation, challan is already presented. After framing of charge sheet, statement of prosecutrix has been recorded as PW-5. Petitioner was arrested on 26.03.2024 and till date he is behind the bars. Other prosecution witnesses are yet to be examined. Material witness i.e. prosecutrix has been examined. Therefore, there is no chance to influence the prosecutrix.

6. Therefore, without expressing my mind on the merits of the case, regular bail petition filed by the petitioner – Laxminarian @ Deepanshu 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.

(AMARJOT BHATTI)
JUDGE

25.03.2025
monika

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