



CRM-M-64984-2024

-1-

217

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-64984-2024

Date of Decision:- 31.07.2025

Sunny

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Anmol Sharma, Advocate
for the petitioner.

Mr. Viney Saini, AAG, Haryana.

AMARJOT BHATTI, J.(Oral)

1. Petitioner – Sunny has filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No. 155 dated 15.05.2024, under Sections 354, 376(2)(n) and 506 of IPC (Section 6 of POCSO Act, 2012 and Section 67 of I.T. Act were added later on), registered at Police Station Sector 13/17, District Panipat.

2. As per facts of the case, complainant 'S' filed application that his eldest daughter i.e. victim 'K' aged 17 years disclosed that Sunny taking advantage of her innocence, developed physical relations with her against her will for the last five years. When his daughter objected to his conduct, he threatened to viral her videos. She was continuously blackmailed. He used to follow her when she was studying in J.N.V. Naultha and Karnal Person Academy for PTE, he used to harass her and had forcible sexual relations. The complainant approached his parents, then he started threatening his wife that he would kidnap their daughter. He also



threatened his daughter that he would commit suicide and will cut his hand with a glass. He used to beat her and rape her after giving her abortion pills. He also instigated his daughter to give sleeping pills to the family. Finally, the matter was reported to the police and present FIR has been registered.

3. Learned counsel for petitioner argued that petitioner is falsely implicated in this case. There is long delay in lodging the report to the police. All allegations are vague. In fact, their relationship was consensual. They were good friends and wanted to marry each other. He has annexed their photographs (Annexure P-4) and chat on Instagram (Annexure P-5). Without considering these facts, learned Additional Sessions Judge, Panipat declined the regular bail application vide order dated 21-10-2024 (Annexure P-3). Petitioner was arrested in this case on 21-05-2024 and since then, he is behind the bars. He is ready to face the trial. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing state. It is pointed out that the victim was being harassed and raped for the last about 5 years. At the time of lodging FIR, the victim was 17 years of age. Copy of her birth certificate is Annexure R-1. According to which her date of birth is 27-04-2007. Copy of MLR is Annexure R-2. The statement of victim was recorded under Section 164 Cr.P.C. Accused was arrested in this case on 21-05-2024. Mobile phones were taken into police possession and were sent to CFL Panchkula for examination. On completion of investigation, challan was presented on 16-08-2024. Charges were framed on 11-10-2024 and the case is fixed for prosecution evidence. It is pointed



CRM-M-64984-2024

-3-

out that at present statements of complainant and the victim have been recorded in which they have fully supported the prosecution case. Considering the gravity of offence, petitioner is not entitled to be released on regular bail.

5. I have considered the aforesaid factual position. FIR is lodged on the statement of father of the victim. There are serious allegations of blackmailing and rape of victim for a long duration of about five years. Even at the time of lodging the FIR, victim was still 17 years of age. The allegations are serious in nature. During the course of trial, statement of complainant as PW-1 and statement of victim as PW-2 have been recorded confirming the said allegations. The victim categorically stated that present petitioner continuously followed her when she was going to the educational institute and was repeatedly raped by saying that he would viral her objectionable video on social media. The trial in this case is going on at a good pace.

Considering the specific and serious allegations, I do not find a fit case for grant of regular bail and the bail petition is accordingly declined.

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

31.07.2025

Sumil devi

(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No