



CRM-M-9858 of 2026 -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-9858 of 2026
Date of Decision: 13.03.2026

Karandeep Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RUPINDERJIT CHAHAL

Present: Mr. Kushagra Mahajan, Advocate
for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

Mr. Lokesh Garg, Advocate
for respondents No.2 and 3.

RUPINDERJIT CHAHAL, J (ORAL)

1. Prayer in the instant petition filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 is for grant of regular bail to the petitioner in case FIR No.186 dated 02.11.2025 registered under Sections 87 and 137(2) of the Bharatiya Nyaya Sanhita, 2023, at Police Station A Division, District Amritsar.

2. Brief facts as per the prosecution case are that the petitioner has enticed the minor daughter of the complainant. Hence, the present FIR.

3. Learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in the present case and he has no concern with the said offence. He further submitted that prosecutrix in her



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statement had stated that she was not enticed by anyone and she had gone with the petitioner on her own. He further argued that a compromise has been effected between the parties, which has been placed on record as Annexure P-2. Moreover, the petitioner has clean antecedents as he is not involved in any other case. No recovery is to be effected from him. The petitioner is in custody since 12.11.2025. The investigation in the case is complete, challan stands presented but charges are yet to be framed. He further submits that the trial will take a long time to conclude and no useful purpose would be served by keeping him behind bars. Therefore, it is urged that the petition deserves to be allowed.

4. On the other hand, learned State counsel has filed the custody certificate of the petitioner, which are taken on record and while referring to the status report already filed in the matter, he has vehemently opposed the prayer for grant of bail by submitting that the offence committed by the petitioner is serious in nature. He further submitted that he is not aware of the factum of compromise between the parties, if any. However, he has not controverted the fact that the petitioner is a first time offender as he is not involved in any other case.

5. Learned counsel for the complainant affirms the factum of compromise and submits that he has no objection if the present petition is allowed.

6. Having heard learned counsel for the parties at length and after perusing the record of the case, it is evident that the petitioner is in custody for the last more than 04 months; he has clean antecedents; investigation is complete; challan stands presented; charges are yet to be framed; the



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complicity of the petitioner is a matter of trial, and will take a long time to conclude. Thus, no useful purpose would be served by detaining her in further custody. Her continued detention without the prospect of trial being concluded in the near future would be violative of her rights under Article 21 of the Constitution of India.

7. Reliance is placed upon a judgment in the case of ***Dataram Singh vs. State of Uttar Pradesh & Anr. 2018(2) R.C.R. (Criminal) 131***, wherein Hon'ble Apex Court has held that keeping somebody behind the bars, till his guilt is proved, for an indefinite period amounts to infringement of her right to life and liberty, as enshrined under Article 21 of Constitution of India and is against the principle "*bail is a rule*" and "*jail is an exception*".

8. In view of the above, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing bail bonds/surety bonds to the satisfaction of the learned trial Court/Duty Magistrate/CJM concerned. It is clarified that nothing stated herein shall be construed as an expression of opinion on the merits of the case.

13.03.2026
D.Bansal

(RUPINDERJIT CHAHAL)
JUDGE

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