



CRM-M-11481-2026 (O&amp;M) -1-

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

244

**CRM-M-11481-2026 (O&M)  
Decided on: 12.05.2026**

**JASHANPREET SINGH**

**.....Petitioner**

**Versus**

**STATE OF PUNJAB**

**.....Respondent**

**CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA**

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

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**SUBHAS MEHLA, J. (Oral)**

1. The present petition has been filed under Section 483 BNSS, 2023 seeking grant of regular bail to the petitioner in case bearing FIR No.51 dated 24.04.2025 under Sections 4, 14 of POSCO Act (Amended) 2019 and Section 3(5) of BNSS and sections 67/67-A of IT Act added later on registered at Police Station Jhabal, District Tarn Taran.
2. As per FIR, the petitioner alongwith co-accused, namely, Gurman Singh, did carnal intercourse against the nature with the victim boy.
3. Learned counsel for the petitioner contended that the petitioner has been falsely implicated in this case; there is considerable delay in registration of the FIR; material witnesses including the complainant stand recorded who have not supported the prosecution version, as such, there is no apprehension that in case the petitioner is released on bail, he will tamper with the evidence; the petitioner is



having clean & clear antecedents; the petitioner has been in custody for a period of more than 10 months; trial is likely to take long time, as such, no fruitful purpose would be served by keeping the petitioner behind the bars.

4. Notice of motion.

5. On advance notice, Mr. Subhash Godara, Addl. A.G., Punjab, who is present in the Court, accepted notice on behalf of respondent-State and by way of filing of custody certificate dated 11.05.2026, opposed the concession of regular bail to the petitioner while submitting that though the complainant & the victim has not supported the case of prosecution, there is sufficient evidence on record regarding the complicity of the present petitioner in the form of electronic evidence and as such, prayed for dismissal of the present petition seeking grant of regular bail.

6. Heard.

7. Taking into consideration the facts & circumstances of the present case, the rival contentions of the parties & without commenting upon the merits of the present case, this Court finds merit in the present petition on the following aspects:

(I) the petitioner has been in custody since 18.06.2025 i.e. for the last 10 months & 23 days;

(II) material witnesses including the complainant have been examined, as such, there is no apprehension that in case



the petitioner is released on bail, he will tamper with the evidence;

(III) the petitioner is having clean & clear antecedents and is not involved in any other criminal activities;

(IV) trial is likely take sufficient time to conclude and as such, no fruitful purpose would be served by keeping him in custody for indefinite period

8. Concession of bail cannot be denied just as a measure of punishment as culpability is to be decided by trial Court after appreciating evidence adduced by the parties, and it is a trite principle of criminal jurisprudence that bail is rule, jail is an exception, this Court deems it a fit case to grant the concession of regular bail to the petitioner.

9. Therefore, without expressing any opinion on the merits of the case, the present petition is **allowed**. The petitioner is directed to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

10. Nothing observed herein shall be construed as an opinion on the merits of the main case.

(SUBHAS MEHLA)  
JUDGE

12.05.2026  
*Sonia Puri*

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|----------------------------|--------|
| Whether Speaking/Reasoned: | YES/NO |
| Whether Reportable:        | YES/NO |