

CRM-M-16049 of 2026(O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026:PHHC:079119



210

CRM-M-16049 of 2026(O&M)

Reserved on: 18.05.2026

Pronounced on:20.05.2026

Uploaded on:20.05.2026

Vishwas

..Petitioner

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Sanchit Punia, Advocate
for the petitioner.

Mr. Kshitij Bharti, AAG Haryana.

SHALINI SINGH NAGPAL, J.

1. Petitioner seeks regular bail in case vide FIR No.100 dated 02.04.2025, under Sections 127(6), 96, 137(2), 61(2), 64(2)(m), 65(1) of BNS (old sections 346, 366-A, 363, 120-B, 376, 376(3) of IPC) and Sections 4(2), 6, 17 of POCSO Act, Police Station Narnaund, District Hisar. This is the first petition for regular bail.

2. Mother of the prosecutrix reported that her daughter 'T' aged 17 years was missing from home since 30.03.2025 and despite search, her whereabouts could not be traced. Upon registration of the FIR, the matter was investigated. The victim was recovered from Sirsa. In her statement under Section 183 BNSS to the Counsellor, she claimed that she left home without telling anyone and went to Gauri Gopal Ashram in Vrindavan with

CRM-M-16049 of 2026(O&M)

petitioner-Vishwas with whom she was in relationship for about 2 years. The police thereafter invoked Sections 4(2), 6, 17 of POCSO Act. Subsequently, her statement under Section 183 BNSS was recorded, wherein she resiled from her previous version. She also refused for medical examination. On completion of investigation, challan was filed in the Court.

3. Learned counsel for the petitioner submits that petitioner was in custody w.e.f. 26.05.2025. Prosecutrix had been examined during the course of trial and she did not support prosecution case. Even in her statement under Section 183 BNSS, she did not level any allegation of rape. Two co-accused namely Ramniwas and Surajmal had already been enlarged on regular bail. Petitioner, who had clean antecedents also deserved to be released on bail.

4. Learned State counsel has filed status report by way of affidavit of Davender Nain, HPS Deputy Superintendent of Police, Narnaund, District Hansi and submits that out of 20, only prosecutrix had been examined but she did not support prosecution case.

5. Learned State counsel submits that prosecutrix had been duly informed about pendency of the bail application. None has put in appearance on behalf of the prosecutrix.

6. In her statement under Section 183 BNSS on record as Annexure P-2, prosecutrix aged 17 years stated that she fled from home of her free will. Vishwas came with her. She made a mistake and now she wanted to go home. She did not know the boy and was not under any pressure nor she wanted to file any case against anyone.

CRM-M-16049 of 2026(O&M)

7. Prosecutrix has been recorded during the course of trial. Her version in the Court is similar to her version in the statement under Section 183 BNSS. Petitioner has clean antecedents and is not stated to be involved in any other case. He is in judicial custody w.e.f. 26.05.2025. 19 witnesses are yet to be examined. Conclusion of trial by an early date does not appear to be possibility. There can be no apprehension of the petitioner influencing the prosecutrix who stands examined. There is no reason to believe that petitioner will obstruct the course of justice.

8. In the given facts and circumstances of the case but without commenting on merits, petitioner is ordered to be released on regular bail subject to his furnishing adequate bail and surety bonds to the satisfaction of trial Court/Duty Magistrate.

All the pending miscellaneous applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

20.05.2026

reema

Whether speaking/reasoned	:	Yes
Whether reportable	:	No