



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-17204-2026

Date of Decision: 19.05.2026

PRINCE @ VIVEK VERMA

....Petitioner

VERSUS

STATE OF HARYANA

....Respondents(s)

CORAM : HON'BLE MR. JUSTICE ALOK JAIN

Present : Mr. Siddharth Sharma, Advocate for the petitioner.

Mr. Sunil Ranga, DAG, Haryana along with
Mr. Nikesh, PSI

Mr. Sumit Singh, Advocate for the complainant.

ALOK JAIN, J. (Oral)

1. The present petition has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') (earlier Section 439 of Cr.P.C.) for grant of regular bail to the petitioner in case FIR No.566 dated 18.12.2024, under Sections 115(2), 126(2), 3(5) of Bharatiya Nyaya Sanhita, 2023 (Sections 323, 339 and 34 of IPC) and Sections 8 and 12 of Protection of Children from Sexual Offences Act, 2012 registered at Police Station Dabua, Faridabad, Haryana.

2. *Vakalatnama* has been filed on behalf of the complainant, which is taken on record.

3. Learned counsel for the petitioner submits that the victim has already been examined and there is no allegation of any penetrative sexual assault against the petitioner. It is further submitted that the entire occurrence arose when the petitioner and the co-accused were standing in an empty plot outside the house of the prosecutrix, and when the brother of the



prosecutrix obstructed them, a quarrel started which subsequently escalated, leading to the registration of the present FIR. It is the specific case of the petitioner that he neither attempted to outrage the modesty of the prosecutrix, nor he molested her.

4. However, learned State counsel, assisted by learned counsel for the complainant, has vehemently opposed the grant of bail to the petitioner by submitting that the brother of the victim was severely beaten, which is evident from the CCTV footage available on record. It is further submitted that the victim was also molested, which is corroborated by the MLR showing that she had suffered certain injuries. Learned State counsel further submits that the victim is an 18-year-old girl.

5. Learned State counsel has filed status report by way of affidavit of Vinod Kumar, HPS, Assistant Commissioner of Police, Badkhal, Faridabad on behalf of respondent-State along with custody certificate, which are taken on record. As per custody certificate, petitioner is in custody for last 01 years 04 months and 12 days. Moreso, learned counsel submits that the petitioner has clean antecedents.

6. Heard learned counsel for the parties at length and have gone through the record carefully.

7. Considering the fact that the victim testimony has already been recorded coupled with the fact that the petitioner is in custody for last 01 year 04 months and 12 days and the trial is likely to take considerable time, therefore, no useful purpose would be served by keeping the petitioner in custody. Accordingly, the petitioner is held entitled to the concession of regular bail.



8. At this stage, learned counsel for the complainant has expressed serious apprehension to the life and liberty to the complainant and his family members and submits that some stringent conditions should be imposed upon the petitioner to which learned counsel for the petitioner does not object.

9. In light of above, without commenting upon the merits of the case, the present petition stands allowed and the petitioner is ordered to be released on bail, if not required in any other case, on furnishing bail bonds and **heavy surety** to the satisfaction of the trial Court/Duty Magistrate, concerned. The petitioner shall, however, be released on the following conditions:

- i. The petitioner shall declare his ordinary place of residence and the mobile number used by him.
- ii. The petitioner will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.
- iii. The petitioner will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
- iv. The petitioner will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also. However, in case the petitioner does not possess a passport, then he shall file an undertaking to the said effect before being released.
- v. **The petitioner will not try to contact the complainant/victim or any of her family members directly or indirectly by any mode and in case, the petitioner violates any of the conditions as above, the complainant/victim will be at liberty to immediately report the**



matter to the Authorities and also move an appropriate application for cancellation of bail of the petitioner.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 483 of BNSS, 2023.

10. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and this order shall not be considered as parity qua any other co-accused in any manner whatsoever.

11. It is further made clear that, in case, the petitioner is found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of conditions of bail.

12. Pending application(s), if any, shall stand disposed of.

(ALOK JAIN)
JUDGE

19.05.2026
Deepak Patwal

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| 1. | <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. | <i>Whether reportable</i> | <i>Yes/No</i> |