



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

CRM-M-21918-2026(O&M)

Reserved on : 28.04.2026

Pronounced on: 30.04.2026

Uploaded on: 30.04.2026

HARJINDER SINGH

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Argued by: Mr. Manu Loona, Advocate
for the petitioner.

Mr. Akash Yadav, AAG Punjab.

SHALINI SINGH NAGPAL, J.

1. Petitioner seeks anticipatory bail in case arising out of FIR No. 20 dated 14.02.2026 under Section 64 Bharatiya Nyaya Sanhita, 2023, Police Station Sadar Jalalabad, District Fazilka. This is the first petition for anticipatory bail.

2. The FIR was registered on complaint of prosecutrix 'M', who stated that she worked in Health Department. She came in contact with Harjinder Singh, who was friend of her brother. On 01.08.2016, Harjinder Singh came to her house and told her that his mother was calling her. She accompanied him to his house. At around 1.00 PM, his mother offered her tea, after consuming which, she was rendered unconscious. When she regained consciousness, she found that she was raped by the Harjinder Singh. Harjinder Singh extended threats to kill and to make her obscene videos and photographs viral, in case she disclosed the occurrence to anyone. He blackmailed and raped her by taking her to various hotels and also threatened to commit suicide. He



compelled her to transfer money in his account and in the account of his wife. On 25.10.2025, when she was engaged with a boy, Harjinder Singh and his family threatened that they would not allow her family to solemnize marriage. She was again taken to a hotel, where she was raped twice. On 07.02.2026, at about 7.00'O Clock, Harjinder Singh called her to his house and told her family that she was in his custody and he would not allow them to marry her. Harjinder Singh and his associates took her to her house and after brandishing pistol, took away her gold and silver ornaments and cash of ₹3,00,000/-. She was again taken to house of petitioner, where mother of Harjinder Singh made her consume some intoxicant. She was molested, threatened and Harjinder Singh, raped her against her will, kept her locked in his house the entire night, threatened suicide, cut his body with blade to frame her family. Somehow, she escaped from house of the petitioner and narrated the entire incident to her mother. She was medico legally examined confirming that she was pregnant.

3. Learned counsel for the petitioner submits that petitioner was innocent and had been falsely implicated in the case of rape. The FIR against him was nothing but malicious counter blast to FIR No. 22 dated 14.02.2026 under Sections 118(1), 115(2) and 3(5) Bharatiya Nyaya Sanhita, 2023, Police Station Sadar Jalalabad, District Fazilka, registered at the instance of petitioner against Sandeep Kumar and Sonu Kamboj (complainant's brothers). Petitioner was victim of brutal assault with sharp edged weapons and remained admitted in the hospital. When the occurrence allegedly took place on 07.02.2026 at about 10.30 PM, petitioner was already admitted in Civil Hospital, Jalalabad, having suffered multiple sharp edged injuries. Petitioner



was not only injured by complainant's brother, cash of ₹2,00,000/- was also looted from him. He suffered three grievous injuries on his abdomen and hand. Complainant's family were the aggressor. There was a delay of nearly 10 years in reporting the matter, which was unexplained. Entire narrative in the FIR was based on a concocted story. The FIR was a retaliatory measure following the murderous assault launched upon the petitioner by complaint's brothers. He further submits that petitioner was allowed interim pre-arrest bail by learned Additional Sessions Judge, Fast Track Special Court (POCSO), Fazilka but later on, his bail application was declined, though, he had voluntarily provided his blood samples for DNA analysis. Learned Additional Sessions Judge, Fast Track Special Court (POCSO), Fazilka dismissed the application for anticipatory bail on the ground that the videos, photographs and two mobile phones were not made over. Referring to the FIR (Annexure P-3), it was canvassed that two Vivo touch screen mobile phones were taken away by the assailants, who attacked the petitioner on 07.02.2026. Petitioner has clean antecedents and was ready and willing to join investigation.

4. Learned State counsel has filed status report by way of affidavit of Gursewak Singh Sharma, PPS, Deputy Superintendent of Police, Sub Division, Jalalabad and opposed the prayer for anticipatory bail arguing that custodial interrogation of the petitioner was necessary for recovery of obscene pictures and videos from the petitioner and in view of specific and serious nature of allegations.

5. A fact borne out from the complaint is that the petitioner was known to the prosecutrix, being friend of her brother. Though, it is claimed that



the prosecutrix was violated on 01.08.2016 and thereafter also under threats, the matter was not reported to the police till 14.02.2026. Prosecutrix also alleged that on 07.02.2026 at about 7'O Clock, petitioner called her to his house, confined her entire night, raped and looted her. Although, truth of the allegations in both FIR No. 20 dated 14.02.2026 under Section 64 Bharatiya Nyaya Sanhita, 2023, Police Station Sadar Jalalabad, District Fazilka and FIR No. 22 dated 14.02.2026 under Sections 118(1), 115(2) and 3(5) Bharatiya Nyaya Sanhita, 2023, Police Station Sadar Jalalabad, District Fazilka, would be determined on conclusion of trial, MLR of petitioner shows that he was admitted in hospital with serious injuries on 07.02.2026 at 10.30 pm. Petitioner has clean antecedents and is willing to join investigation. Given the facts and circumstances of the case, it is fit case to extend the benefit of anticipatory bail to the petitioner.

6. The petition is allowed. In the event of arrest, the petitioner shall be released on anticipatory bail subject to his furnishing personal and surety bonds to the satisfaction of the Arresting/Investigating Officer. Petitioner shall join investigation as and when called upon to do so and shall abide by the conditions as envisaged under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita, 2023.

7. Pending CRM(s), if any, are also disposed of accordingly.

(SHALINI SINGH NAGPAL)
JUDGE

APRIL 30, 2026

Ajay Goswami

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