



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

CRM-M-25377-2026 (O&M)

Date of Decision: 11.05.2026

Ashmani Singh @ Ashwani Singh @ Ashmani Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MS. JUSTICE NEERJA K. KALSON

Present: Mr. Hitesh Verma, Advocate,
for the petitioner.

Mr. Nitesh Sharma, DAG Punjab.

The victim along with the child present in person.

Neerja K. Kalson, J.

1. The present petition has been filed under Section 483 of the BNSS, 2023, seeking regular bail in case arising out of FIR No. 51 dated 16.04.2025, under Sections 363, 366 & 376 IPC and Section 6 of POCSO Act, 2012, registered at Police Station Barnala, District Barnala.

2. At the outset, learned counsel for the petitioner submits that he confines his prayer for interim bail only. It is further submitted that the petitioner and the alleged victim have been blessed with a daughter, namely, Kudrat Kaur on 16.08.2025. The victim and minor daughter are presently residing at the house of the petitioner. The minor daughter is suffering from GTCS (Generalized Tonic Colonic Seizures) which is an intense form of epilepsy. It is also submitted that for proper upbringing of the daughter, presence of both parents is required.

It is further submitted that the petitioner and the alleged victim want to solemnize marriage. Both of them are of marriageable age. In this regard, affidavit of the victim is annexed as Annexure P-2. It is further



submitted that the father of victim wants to marry her with a boy of his choice and there is a threat to her life. Even she had filed a criminal writ petition No. 12166 of 2025 seeking protection of her life and liberty from her father and uncle.

3. Learned State counsel has opposed the prayer made by the petitioner. However, he could dispute the factum regarding disease of the minor child, nor could he dispute the fact that the victim had filed a criminal writ petition before this Court stating therein that she wanted to marry with the petitioner and she was apprehending danger at the hands of her parents.

4. The victim is also present in the Court. She has duly supported the version of the petitioner. She has further stated that she wants to marry the petitioner. She has also prayed for grant of interim bail to the petitioner.

5. I have heard learned counsel for the parties and perused the case file carefully.

6. Perusal of the case file shows that the victim had filed CRWP-12166-2025 seeking protection of her life and liberty at the hands of her father and uncle. In the instant FIR, she got recorded her statement before the Judicial Magistrate First Class, Barnala (P-7) to the effect that she had accompanied the petitioner on her own. Perusal of the Birth Certificate (P-3) shows that a baby girl was born to the victim on 16.08.2025. Further, OPD Slip (P-4) reveals that the child is suffering from seizure disorder and she needs parental care. Not only this, it has also been admitted by the victim that she wants to marry with the petitioner .

7. Keeping in view the fact that petitioner wants to marry the victim and that the child born to the victim is suffering from some disease



which needs parental care and that the victim has supported the version of the petitioner in seeking grant of bail, this Court is of the opinion that the petitioner deserves the concession of interim bail enabling him to get the best treatment for his daughter and to solemnize marriage with the victim.

8. Consequently, present petition is allowed. The petitioner is ordered to be released on interim bail for a period of three months subject to furnishing adequate personal bond and surety bonds to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned. The date of release and the date of surrender shall be duly specified by the learned releasing Court.

9. Disposed of.

10. All pending application(s), if any, shall also stand disposed of.

(NEERJA K. KALSON)
JUDGE

11.05.2026
SN

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No