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

CRM-M-36170-2025

Date of Decision:- 27.01.2026

Javed

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Saksham Khunger, Advocate
for the petitioner.

Mr. Armaan Dahiya, AAG, Haryana.

AMARJOT BHATTI, J. (Oral)

1. Petitioner – Javed has filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No. 100 dated 08.06.2018 (Annexure P-1) initially registered under Section 323, 354, 316, 506 IPC and later on Section 316 IPC was deleted and Section 147 and 149 IPC and Section 10 of POCSO Act, 2012 were added at Police Station Pinangwan, District Nuh (Haryana).

2. As per the facts of case, complainant 'MH' gave his statement that on 06.06.2018, they performed *sehri* of Ramzan/Roza and at about 04:30/05:00, victim aged about 17 years had gone out to throw garbage. On seeing her alone, Mohd. Azruddin and Javed indulged in indecent activity with her and tried to drag her towards one side. His daughter managed to



escape and returned home. She disclosed about the incident and on this, he along with his wife went to lodge complaint with family members of Mohd. Azruddin and Javed. An altercation took place and fearing threat, both of them returned home. In morning at about 07:00 am, Mohd. Azruddin, Javed, Kadir, Yusuf, Farukh, Rukmudin, Samsi, Arfina, Sihana, Sahina and Tartila, duly armed with sticks and *dangs* came to their house and gave them beating as detailed in FIR. On hearing alarm, Safi Mohd., Jafruddin, Irfan and others rescued them. They were taken to hospital for treatment and matter was reported to police.

3. Learned counsel representing petitioner argued that allegations leveled against him are false. Victim has tried to give improved version. He was arrested in this case on 10.02.2025 and is facing trial. Even statement of victim has been recorded. Three of co-accused, namely, Kadir, Yusuf and Rukmudin are already acquitted, whereas, others are facing trial. Petitioner will abide by terms of bail order. Therefore, his regular bail petition may be allowed.

4. Detailed status report has been filed, confirming the facts narrated in FIR. In status report, it is clarified that Kadir, Yusuf and Rukmudin were acquitted on 28.02.2024. Azruddin was granted bail by learned Additional Sessions Judge, Nuh vide order dated 19.07.2023. Other co-accused Samsi and others were granted anticipatory bail. Present petitioner was arrested on 10.02.2025. Challan was presented on 27.03.2025 and charges were framed on 03.04.2025 and now trial is going on.

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5. I have considered the aforesaid factual position. Present petitioner was arrested subsequently and challan was presented on 27.03.2025. There is nothing to show that he was declared proclaimed person. Co-accused Azruddin with similar allegations is already granted bail by learned Additional Sessions Judge, Nuh. Present petitioner is behind the bars for the last about more than 11 months. Statement of victim is already recorded. Therefore, there is no chance that he can influence the witness. Trial may take long time. Therefore, without expressing my mind on the merits of case, regular bail petition filed by petitioner Javed is allowed. He is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

27.01.2026*lalit***(AMARJOT BHATTI)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No