



CRM-M-43775-2024

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

CRM-M-43775-2024

Date of Decision:- 12.01.2026

Krishan

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Gaurav Gupta, Advocate
for the petitioner.

Mr. Tarun Aggarwal, Addl. A.G. Haryana.

AMARJOT BHATTI, J.(Oral)

1. Petitioner – Krishan has filed second petition under Section 439 Cr.P.C. for grant of regular bail in FIR No. 324 dated 25.10.2020 registered under Section 452, 376(2)(L) of IPC and Section 6 of POCSO Act at Police Station Butana, District Karnal (Annexure P-1).

2. As per facts of case, complainant 'N' gave her statement that she is mother of 'P' who is 75% disabled. On 24.10.2020, she along with her husband had gone to the fields to harvest paddy crop. Victim, aged about 17 years, was alone in the house. Krishan came to house in their absence and committed wrongful act with her by giving allurements of money and thereafter ran away. With these allegations present FIR has been registered.

3. Learned counsel representing petitioner pointed out that Krishan is behind bars since 26.10.2020. At present case is fixed for defence evidence. He cannot be kept behind the bars for indefinite time period. He is ready to abide by terms and conditions of bail order.

Therefore his regular bail petition may be allowed.



4. Bail petition is opposed by learned counsel representing State of Haryana. It is pointed out that there are serious allegations against petitioner. Disability Certificate of Victim is Annexure R-1, according to which she is suffering from 75% permanent disability regarding mental retardation. Statement of victim recorded under Section 164 Cr.P.C. is Annexure R-2 and report of Forensic Science Laboratory Madhuban Karnal, Haryana is Annexure R-3. Date of Birth of victim as per school record is 08.08.2003. School Leaving Certificate is Annexure R-4. Petitioner has committed heinous crime. Trial is at fag end and is fixed for defence evidence. Considering the gravity of offence, petitioner is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record carefully. It is rightly pointed out by learned counsel representing State of Haryana that trial is at fag end, since it is fixed for defence evidence. So far as allegations are concerned, same are serious in nature. Victim, who was a minor suffering from mental retardation was allegedly raped by petitioner. Considering the nature of allegation and its gravity, regular bail petition filed by petitioner Krishan is dismissed.

6. Considering the long custody of petitioner, trial Court is directed to expedite the trial.

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

12.01.2026

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**(AMARJOT BHATTI)
JUDGE**

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No