



CRA-S-2679-2025 (O&M)

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

104+208

**CRA-S-2679-2025 (O&M)
Decided on:- 05.02.2026**

Vinod @ Vinod Saini

....Appellant

Versus**State of Haryana and another**

....Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Navjeet Singh, Advocate for
Mr. Sanchit Punia, Advocate
for the appellant.

Mr. Abhishek Yadav, DAG, Haryana.

Mr. Harpreet Singh Brar, Advocate for
Ms. Jasleen Kaur, Advocate
for respondent No.2.

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AMARJOT BHATTI, J.**CRM-41916-2025**

This is an application filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for placing on record Affidavit of victim
dated 09.10.2025 (A-1) and Compromise Deed dated 09.10.2025 (A-2).

For the reasons enumerated in application, same is allowed.
Accompanying documents i.e. Annexures A-1 and A-2 are taken on record,
subject to all just exceptions.

Main case

1. Appellant Vinod @ Vinod Saini has filed appeal against
impugned order dated 20.08.2025 passed by learned Additional Sessions



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Judge, Hisar, whereby his regular bail application was dismissed in FIR No. 536 dated 07.08.2024 under Section 376(2)(n) and 506 IPC and Section 3(2)(v), (va), 3(1)w(i) of The Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station HTM Hisar, District Hisar (Annexure A-1).

2. As per the facts of case, prosecutrix 'NK' gave her statement that she belongs to Scheduled Caste and doing labour work. She has a daughter, aged about 07 years. She was living in a rented house, whereas, accused was also living in front of her house. In December 2023, she got friendly with accused. He had taken divorce from his wife. Accused had a talk with her regarding their marriage and maintained physical relations with her on the pretext of marriage. He assured to take care of her daughter. During this period, she became pregnant, but he compelled her for abortion. When she refused to abort the child, he proclaimed that he will not perform marriage with her as she belonged to low caste. Accused repeatedly raped her on the false promise of marriage and with these allegations, present FIR has been registered.

3. Learned counsel representing appellant argued that he was arrested in this case on 04.02.2025. Without considering the facts of case, his regular bail application was declined by learned Additional Sessions Judge, Hisar vide order dated 20.08.2025. In fact, FIR is lodged with false allegations. They were in live-in relationship and Deed dated 07.05.2024 is Annexure A-2. Photographs of parties are Annexure A-3. In fact, they were in consensual relationship. Statement of alleged victim is already recorded as PW-2, which is Annexure A-4. She has furnished her Affidavit,



confirming the compromise, which is Annexure A-5. He also referred to Affidavit dated 09.10.2025 and Compromise Deed, which are renumbered as Annexures A-1 and A-2 respectively. Appellant is ready to face trial and will abide by terms of bail order. It is submitted that impugned order dated 20.08.2025 passed by learned Additional Sessions Judge, Hisar may kindly be set aside and he may be granted regular bail to the satisfaction of trial Court.

4. Learned counsel representing State filed status report confirming the facts narrated in FIR. In the case in hand, challan is already presented on 24.03.2025. Charges are framed and now prosecution evidence is being recorded. Statement of alleged victim recorded under Section 164 Cr.P.C. is Annexure R-1. Live-in relationship Deed dated 07.05.2024 was taken into police possession vide recovery memo, Annexure R-3. It is confirmed that statement of alleged victim is already recorded.

5. Learned counsel representing respondent No. 2 did not oppose present criminal appeal filed against impugned order dated 20.08.2025 and confirmed the compromise arrived at with appellant.

6. I have considered the arguments and have gone through the record carefully. Present appellant is already facing trial in which prosecution evidence is being recorded. Testimony of victim recorded as PW-2 is Annexure A-4. Merits of case will be seen by trial Court as per evidence led by prosecution and defence raised by appellant/accused. Trial in this case may take some time. Therefore, without expressing my mind on the merits of case and considering the aforesaid factual position, impugned



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order dated 20.08.2025 passed by learned Additional Sessions Judge, Hisar is not justified and same is accordingly set aside. Consequently, criminal appeal preferred by present appellant 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.

7. Pending application(s), if any, also stands disposed of accordingly.

05.02.2026*lalit***(AMARJOT BHATTI)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No