



CRM-M-49037-2025 (O&M)

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

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CRM-M-49037-2025(O&M)

Date of decision : 11.02.2026

Gurmej Singh

..... Petitioner

V/S

State of Punjab & Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Kamal Gupta, Advocate with
Mr. Sanish Girdhar, Advocate and
Ms. Sejal, Advocate for petitioner.

Mr. Ekom Pal Sagoo, AAG, Punjab.

AMARJOT BHATTI J. (ORAL)

1. Petitioner – Gurmej Singh has filed this petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No.0091 dated 11.06.2024, under Section 376-D (Section 376-D of IPC was deleted and Sections 376, 450 of IPC were added later on), registered at Police Station City Jalalabad, District Fazilka (Annexure P-1).

2. As per facts of the case, prosecutrix 'S K' gave her statement that she got married about 11 years ago and she is mother of three children. They were planning to celebrate birthday of their son and for that they were to hire DJ of Gurmej Singh. On 10.06.2024, they went to Jalalabad. Her husband called Gurmej Singh for the purpose of booking to the house of her friend. Her husband went out to get medicine, whereas her friend also went out for some work. In their absence, said Gurmej Singh came along with one unknown

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person. He started behaving in indecent manner to which she objected. Gurmej Singh forcibly entered the room and his companion locked the room from outside. Said Gurmej Singh committed forcible rape with her and thereafter, both of them ran away from there. On the arrival of her husband, she disclosed this fact to him. He admitted her in Civil Hospital, Jalalabad where she was medically examined. Thereafter, matter was reported to the police on the basis of which present FIR has been registered.

3. Learned counsel for petitioner denied the allegations. It is pointed out that due to previous enmity, present case has been registered. He has annexed copy of FIR No.143 dated 16.08.2023 (Annexure P-6), where one of the accused, Chinder Singh, is related to the husband of the prosecutrix. He was arrested in this case on 03.03.2025. Challan is already presented. Without considering the factual position, his regular bail application was wrongly declined by learned Additional Sessions Judge, Fast Track Special Court, Fazilka vide order dated 25.07.2025 (Annexure P-5). Petitioner is ready to abide by the terms of bail order.

4. Bail petition is opposed by learned counsel representing State. Detailed status report has been filed. The allegations detailed in the FIR are confirmed. After completion of investigation, challan was presented on 02.06.2025. Charges were framed on 05.06.2025. It is confirmed that at present, statement of prosecutrix has been recorded as PW-1. On the gravity of offence, present regular bail petition is opposed.

5. I have considered the arguments and have gone through the record. Present petitioner is already facing trial. He is behind the bar since 03.03.2025.

The trial is at initial stage. The allegations levelled by the prosecutrix and the

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defence raised by the petitioner is a matter of trial. Statement of victim is also recorded as PW-3. Therefore, there is no apprehension that petitioner can influence the victim.

In the light of the aforesaid factual position, without going on the merits of the case regular bail petition filed by petitioner – Gurmej Singh 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.

**(AMARJOT BHATTI)
JUDGE**

11.02.2026.*Sunil Devi*

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No