

CRM-M-61789-2025

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

(124)

CRM-M-61789-2025

Date of Decision:- 23.03.2026

Dilpreet Khan

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Ritesh Aggarwal, Advocate for the petitioner.

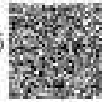
Mr. Amandeep Singh Samra, AAG, Punjab.

Mr. Karan Singla, Advocate for the complainant.

ALOK JAIN, J. (Oral)

1. The present petition has been filed seeking grant of regular bail to the petitioner in case FIR No.97, dated 31.10.2024, under Sections 64 and 351(3) of BNS, 2023, registered at Police Station Sadar Ahmedgarh, District Malerkotla, (Annexure P-1).

2. Learned counsel for the petitioner submits that the petitioner is a young man aged 26 years, whereas the complainant/prosecutrix is a lady aged about 35 years. It is further submitted that the prosecutrix was initially married, and her first husband expired in the year 2013. Thereafter, she entered into a second marriage in the year 2016 but disputes arose between them, as her second husband was allegedly a drug addict and litigation ensued between them. Learned counsel submits that the petitioner and the prosecutrix were in a consensual relationship for a considerable period of time. It is further submitted that, as per the allegations themselves, the



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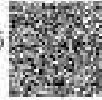
incident is stated to have taken place in December 2022; whereas, the FIR in the present case was lodged only on 31.10.2024, thereby, indicating substantial delay in lodging the FIR.

3. Learned State counsel has filed the status report by way of an affidavit of Mr. Sukhdev Singh Brar, PPS, Deputy Superintendent of Police, Sub-Division Ahmedgarh, District Malerkotla on behalf of respondent-State in Court today, which is taken on record, subject to all just exceptions.

4. Learned State counsel has also filed the custody certificate of the petitioner in Court today, which is taken on record, subject to all just exceptions. As per the custody certificate, the petitioner has been in custody for 01 year, 04 months and 19 days as on 22.03.2026, however, learned State counsel does not dispute the fact that the complainant/prosecutrix has already been examined before the learned Trial Court.

5. In view of the above and considering the fact that the complainant/prosecutrix has already been examined, coupled with the fact that the petitioner has been in custody for the last 01 year, 04 months and 19 days, and has clean antecedents and further keeping in view the fact that the trial is likely to take considerable time, no useful purpose would be served by keeping the petitioner in custody. Accordingly, the petitioner is held entitled to the concession of regular bail.

6. Without commenting upon the merits of the case, the present petition stands allowed and the petitioner is ordered to be released on bail if not required in any other case on furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate,



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concerned. The petitioner shall, however, be released on the following conditions:

- i The petitioner shall declare his ordinary place of residence and the mobile number used by him.
- ii The petitioner will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.
- iii The petitioner will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
- iv The petitioner will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also. However, in case the petitioner does not possess a passport, then he shall file an undertaking to the said effect before being released.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 483 of BNSS, 2023.

7. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and this order shall not be considered as parity *qua* any other co-accused in any manner whatsoever.

8. It is further made clear that, in case, the petitioner is found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of conditions of bail.

(ALOK JAIN)
JUDGE

23.03.2026

Parul

Whether speaking/reasoned:-
Whether Reportable:-

Yes/No
Yes/No