



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

210

CRM-M-69084-2025(O&M)
Date of decision: 03.02.2026

LAXMAN DASS

...Petitioner

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

Coram: Hon'ble Mrs. Justice Shalini Singh Nagpal

Present: Mr. Nitish Mohan Sharma, Advocate
for the petitioner.

Ms. Kanica Sachdeva, DAG Haryana.

None for respondent No. 2.

SHALINI SINGH NAGPAL J.

1. Petitioner seeks regular bail in case arising out of FIR No. 0169 dated 12.08.2025 under Section 75(2) Bharatiya Nyaya Sanhita, 2023 and Section 8 Protection of Children from Sexual Offences Act, 2012, Police Station Siwan, District Kaithal. This is the first petition for regular bail.

2. FIR was registered on statement of father of minor prosecutrix, who stated that his daughter aged 08 years and the daughter of his brother-in-law were playing in the room, when father-in-law of his brother-in-law namely Laxman Dass(*Nana*) in drunk state, approached his daughter and did wrong things. Thereafter, he saw teeth marks on his daughter's face, who told him that Laxman Dass (*Nana*) had tried to do wrong things with her.

3. Learned counsel for the petitioner submits that petitioner was behind bars for the last 05 months and 19 days; that his antecedents were clean; that statement of the prosecutrix and her father had been recorded; that petitioner had been falsely implicated on account of a dispute over money which was evident from cross-examination of the complainant, to



which he referred during his arguments. He further submits that in the statement of the minor victim recorded under Section 183 BNSS, the only allegation was that the petitioner bit the child's cheek with his teeth.

4. Learned State counsel has filed status report by way of affidavit of Kuldeep Singh, DPS, Guhla, Kaithal along with custody certificate and opposed the prayer for regular bail on the ground of relationship of the petitioner with the minor victim, her age and the nature of allegations.

5. Notice issued to respondent No. 2 has been received back served through brother, however, none has appeared to contest the petition on his behalf.

6. Petitioner is behind bars w.e.f. 14.08.2025 i.e. for the last more than 05 months. He is maternal grandfather of the victim child. Allegation against him is of biting the cheek of the minor child. Whether the said act would attract the offence under Section 75(2) BNS and Section 8 POCSO Act, would be moot point during the trial. Since the main witnesses stand examined, there is now no prospect of the petitioner influencing them. Conclusion of trial is likely to take some time. Considering the facts and circumstances of the case but without commenting on merits, petition is allowed. Petitioner-Laxman Dass is ordered to be released on regular bail on his furnishing requisite bail bonds/surety bonds to the Chief Judicial Magistrate/Duty Magistrate/trial Court concerned.

7. Pending CRM(s), if any, are also disposed of accordingly.

(SHALINI SINGH NAGPAL)
JUDGE

03.02.2026

Ajay Goswami

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No