



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

CRM-M-72777-2025 (O&M)

Reserved on: 18.02.2026

Pronounced on: 20.02.2026

Uploaded on: 20.02.2026

AJAY

...Petitioner

V/S

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Argued by: Mr. Sahil Vashishat, Advocate
for the petitioner. (through video conferencing)

Mr. Sukhbeer Singh, DAG Punjab.

SHALINI SINGH NAGPAL, J.

1. Petitioner seeks regular bail in case arising out of FIR No. 116 dated 07.08.2024 under Sections 115(2), 75, 331(4), 351(2) Bharatiya Nyaya Sanhita, 2023, Police Station Moti Nagar, District Ludhiana. This is the first petition for regular bail.

2. Prosecutrix aged 23 years, stated that she was a householder and was married to one S.K. in November 2019. She did not have any children from the marriage. Her husband remained on night duty at the junkyard and she used to be alone at night. In the intervening night of 05/06.08.2024, at about 1.30 AM, when her husband was away on duty and she was sleeping with the door open, Ajay son of Chinku, who lived in their yard, entered her room and started to rape her. When she screamed, he gagged her mouth with his right hand, pressed her throat, bit her right cheek with force, due to which she suffered a wound on her cheek. Then, he hit her neck with nails and badly injured her. On

hearing her cries, Chandan son of Suresh Kumar, who lived in the yard, arrived and pushed Ajay away. She immediately called her husband and narrated the whole story. Her husband took her to Civil Hospital, Ludhiana.

3. Learned counsel for the petitioner submits that petitioner was behind bars since 07.08.2024. Challan in the case was presented on 20.08.2025 and charges were framed against the petitioner. Petitioner had nothing to do with the offence and had been falsely implicated. Therefore, he deserved to be enlarged on bail.

4. Learned State counsel has filed status report and opposed the prayer for bail submitting that out of 10 PWs cited, none had been examined so far and in view of the gravity and seriousness of offences, petitioner did not deserve to be enlarged on bail.

5. As per allegations, petitioner physically assaulted the prosecutrix by biting her cheek, causing lacerated wound of 4x1 cm on the right side of her face while attempting to commit rape. The allegations are too grave and though charges have been framed, prosecutrix is yet to be examined. Possibility of the petitioner tampering with the evidence and influencing the prosecutrix, in case of release of bail, cannot be ruled out. Therefore, in the facts and circumstances of the case but without commenting on merits, prayer for regular bail is declined.

(SHALINI SINGH NAGPAL)
JUDGE

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Ajay Goswami

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No