



CRM-M-73920-2025 (O&amp;M)

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

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CRM-M-73920-2025 (O&amp;M)

Date of decision: 14.01.2026

SAKIB ALI

PETITIONER

VERSUS

STATE OF HARYANA AND ANOTHER

RESPONDENTS

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Suraj Mandhan, Advocate  
for the petitioner.  
Ms. Kanica Sachdeva, DAG Haryana.

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**Shalini Singh Nagpal, J. (Oral)**

1. Petitioner seeks regular bail in FIR No.318 dated 26.09.2023 under Sections 376DA IPC and Section 6 of The Protection of Children from Sexual Offences (POCSO) Act, 2012, Police Station Ram Nagar, District Karnal. This is the first petition for regular bail.

2. Complainant alleged that one month ago, her daughter Jyoti and her husband Sunil went to Gangoh on motorcycle for refilling cylinder. When they were returning, they stopped near a tubewell to drink water. There were two boys on the tubewell, one of them, introduced himself as Akash and gave his mobile number to his daughter on a slip of paper. Her daughter returned home and started talking to Akash on phone. On 25.09.2023, at about 5.30 PM Akash telephonically called her daughter on the pretext that her friend was calling her. His daughter accompanied him on his bike and he took her towards New Anaj Mandi Karnal, where she met his friend and both of the them had physical relations with her daughter throughout the night and in the morning of 26.09.2023 at 9.00 AM, dropped her back.

3. Learned counsel for the petitioner submits that main accused Sarvej Ali, referred as Akash in the FIR, had since been enlarged on regular



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bail vide order dated 15.12.2025 of this Court and petitioner, who was in custody for the last 02 years 03 months too was entitled to regular bail on the ground of parity. He further submits that prosecutrix as well as complainant had been examined in the case and prosecutrix did not identify any of the accused as the culprits. Petitioner was not involved in any other case and trial to conclude may take long.

4. Learned State counsel opposes the prayer for regular bail submitting that though prosecutrix and the complainant had been examined, the police had collected CCTV footage of the incident wherein prosecutrix could be seen going on motorcycle with the main accused Sarvej Ali. She concedes that petitioner was in judicial custody for the last more than 2 years and that prosecutrix and complainant had not supported prosecution case.

5. Main accused-Sarvej Ali has been allowed regular bail vide order of the Court dated 15.12.2025. Antecedents of petitioner are clean. There is no material to suspect that petitioner may evade the process of law and flee. Considering the period of incarceration undergone by the petitioner (02 years and 03 months), the fact that prosecutrix and complainant have already been examined and 14 witnesses are yet to be examined, but without meaning to express any opinion on merits, the petition is allowed. Petitioner-Sakib Ali is ordered to be released on regular bail, subject to his furnishing adequate bail and surety bonds to the satisfaction of Trial Court/Duty Magistrate.

6. Pending miscellaneous applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)  
JUDGE

14.01.2026  
HS.CHAUHAN