

ITEM NO.39

COURT NO.1

SECTION X

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Writ Petition(s) (Criminal) No(s). 123/2026

XXX

Petitioner(s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

(IA No. 89615/2026 - EXEMPTION FROM FILING O.T. and IA No. 89618/2026 - PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 06-04-2026 This matter was called on for hearing today.

CORAM : HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE JOYMALYA BAGCHI

For Petitioner(s) : Mr. Mukul Rohatgi, Sr. Adv.
Mr. Vaibhav Mishra, Adv.
Ms. Namisha Gupta, Adv.
Mr. Pranay Shridhar Chitale, AOR
Mr. Parth Sarathi, Adv.
Mr. Aditya Dutta, Adv.
Mr. Ekansh Mishra, Adv.
Ms. Kartika Sharma, Adv.
Ms. Shubhika Joshi, Adv.

For Respondent(s) : Ms. Aishwarya Bhati, A.S.G.
Mr. Alok Sangwan, Sr. A.A.G.
Mr. Samar Vijay Singh, AOR
Mr. Sumit Kumar Sharma, Adv.
Ms. Sabarni Som, Adv.
Mr. Aman Dev Sharma, Adv.
Mr. Keshav Mittal, Adv.
Mr. Rajat Sangwan, Adv.
Mr. Harsh Mehla, Adv.
Mr. Vaibhav Yadav, Adv.
Ms. Divya Sharma, Adv.

Mr. Gopal Sankranarayanan, Sr. Adv.
Mr. Sumeer Sodhi, AOR
Mr. Adiraj Bali, Adv.

UPON hearing the counsel the Court made the following

O R D E R

1. Pursuant to our order dated 25.03.2026, compliance affidavit(s) has been filed by: (i) The Child Welfare Committee, Gurugram, (ii) Mr. Shekhar Vidyarthi, Commissioner and Secretary to Government of Haryana (Women and Child Development Department), (iii) Dr. Babita Jain, Principal Director and Head of Department (Paediatrics), Max Healthcare, Gurugram, (iv) Inspector Suman, posted as SHO (Women), Sector-51, Gurugram, (v) Inspector Narender, posted as CIA In-Charge, Sector-43, Gurugram and lastly, (vi) Dr. Kavita, Asst. Commissioner of Police, CAW, Manesar, Gurugram.

2. As of now, we do not propose to refer to the contents of these affidavits and express any opinion. All the issues raised in our order dated 25.03.2026 and/or other related/allied issues that may arise for consideration will be dealt with at an appropriate stage.

3. Presently, we are mainly concerned with the completion of the investigation by the SIT constituted on 25.03.2026.

4. Ms. Aishwarya Bhati, learned Additional Solicitor General of India representing the State of Haryana, on instructions from SIT, submits that two weeks' time is required for completion of the investigation. Ms. Kala Ramachandran, IPS, Additional Director General of Police, who is the head of the SIT, has also appeared online and seeks more time for taking the ongoing investigation to a logical conclusion. We find the request of the SIT to be just and fair. Consequently, the SIT is granted two weeks more time to complete the investigation.

5. At this stage, it is pointed out by Mr. Mukul Rohatgi, learned

senior counsel appearing for the petitioner, that the SIT wants to interact with the victim child. In this regard, we have impressed upon Ms. Kala Ramachandran that all three members of the SIT, along with doctors/child counsellors, if any, will go to the residence of the child/her parents in civilian dress and may interact with the child without disclosing their identity. Ms. Kala Ramachandran has fairly agreed to this suggestion. Mr. Mukul Rohatgi, learned senior counsel, also has no objection on behalf of the parents of the child.

6. Since the issue as to the nature of offence(s) alleged to have been committed on the victim child is yet to be *prima facie* determined by the SIT, the Courts concerned are directed not to entertain bail application of the accused till the chargesheet is filed.

7. Keeping in view the fact that the SIT may require assistance of some eminent expert or child counsellor/Psychologist, we request the Director, All India Institute of Medical Sciences (AIIMS), New Delhi, to provide such a specialist to the SIT.

8. Post this matter on 27.04.2026.

9. CRM 2747/2026 pending before the JMFC, Gurugram is disposed of, as having become infructuous.

(NITIN TALREJA)
ASTT. REGISTRAR-cum-PS

(PREETHI DILEEP KUMAR)
ASSISTANT REGISTRAR

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Mr. Alok Sangwan, Sr. A.A.G.
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Ms. Sabarni Som, Adv.
Mr. Aman Dev Sharma, Adv.
Mr. Keshav Mittal, Adv.
Mr. Rajat Sangwan, Adv.
Mr. Harsh Mehla, Adv.
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9. CRM No.27476/2026 pending before the JMFC, Gurugram is disposed of, as having become infructuous.

(NITIN TALREJA)
ASTT. REGISTRAR-cum-PS

(PREETHI DILEEP KUMAR)
ASSISTANT REGISTRAR