



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

CRM-M-10914-2024

Date of Decision : 22.10.2024

GURPREET SINGH @ NARPINDER JEET

.....Petitioner

VERSUS

STATE OF HARYANA

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. S.S.Gill, Advocate,
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

Mr.A.S.Rehal, Advocate for
Mr. Arun Sharma, Advocate,
for the complainant.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, the petitioner craves for indulgence of this Court for his being enlarged on regular bail, in case FIR No.13, dated 01.02.2023, under Sections 120-B, 419, 420, 467, 468 and 471 of the IPC, registered at Police Station DLF-II, Gurugram, District Gurugram.

2. The instant FIR has been registered on a complaint moved by one Aruna Sharma, alleging therein, that the petitioner alongwith other co-accused on the basis of forged documents regarding Plot no.24, K-Block, Street No.11, Gurugram, has entered into an agreement to sell, and the complainant was duped for an amount of Rs.70.00 lakhs, out of

which Rs.45.00 lakhs was transferred by the complainant in the bank account of the present petitioner and the remaining amount was given in cash.

3. A co-ordinate bench of this Court vide order dated 23.07.2024, granted a relief of interim bail to the present petitioner. Thereafter, vide an order dated 03.10.2024, this Court directed the petitioner to surrender before the learned trial court concerned, for the purpose of deciding the instant petition seeking a relief of regular bail.

4. In asking for the relief (*supra*), learned counsel for the petitioner submits that the petitioner has suffered incarceration of about 10 months as on today, and now the matter has been amicably settled with the complainant, and the entire amount in dispute has also been paid back to the complainant.

5. He further submits that the co-accused-Sanjay, and Dharampal, who were arraigned as an accused during the investigation, the instant FIR, *qua* them has already been quashed, vide order dated 23.09.2024, passed a co-ordinate bench of this Court in CRM-M-6351-2024.

6. On the other hand, today, learned State counsel vociferously opposed the asked for relief (*supra*), and has filed custody certificate *qua* the petitioner, which reflects that the petitioner has suffered incarceration of 09 months and 28 days, as on today, and he is stated to be involved in seven other criminal cases.

7. He also submits, on instructions imparted to him by the police official concerned, that final report has already been filed way

back on dated 28.12.2023, but the charges are yet not framed. In the final report, the prosecution has cited total 31 witnesses, and the next date of hearing before the learned trial court concerned is dated 04.11.2024.

8 On the other hand, learned counsel for the complainant submits that the matter has now been compromised between the present petitioner and the complainant.

9. This Court has heard the learned counsel for both the parties concerned, and has gone through the entire case file.

10. Considering the fact that the petitioner has suffered incarceration of 09 months and 28 days as on today, and the fact that the trial is yet to begin, as the charges have not been framed yet, by the learned trial court concerned, and all offences mentioned in the FIR(*supra*), are triable by a Judicial Magistrate Ist Class, coupled with the fact that the instant matter has been compromised with the complainant, which is duly admitted by learned counsel for the complainant today in court, therefore, this Court deems it fit and appropriate to grant the concession of regular bail to the petitioner, during the pendency of trial. Therefore, without commenting upon the merits and circumstances of the present case, the present petition is **allowed**. The petitioner is ordered to be released on bail, on furnishing of their respective bail bond and surety bond to the satisfaction of concerned Chief Judicial Magistrate/trial Court/Duty Magistrate.

11. However, it is clarified that if in future, the petitioner is found indulging in commission of similar offences, as is involved herein,

the respondent-State shall be at liberty to make an appropriate application seeking cancellation of regular bail, as granted by this Court. Moreover, anything observed here-in-above shall have no effect on the merits of the trial and is meant for deciding the present petition only.

12. All pending application(s), if any, also stand **disposed** of accordingly.

October 22, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No