



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

CRM-M-7638-2025(O&M)

Date of Decision:06.08.2025

Harmander Singh

...Petitioner

Vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. D.S Virk, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, DAG, Punjab.

N.S.Shekhawat J. (Oral)

CRM-30395-2025

Application is allowed as prayed for, subject to just all exceptions.

Annexures P-4 and P-5 are taken on record.

Main case

1. The petitioner has filed the present petition under Section 483 of B.N.S.S with a prayer to grant regular bail to him in case FIR No. 02, dated 22.01.2024, registered under Sections 419,420,120-B of IPC and Section 66 (D) of the I.T Act, Police Station State Cyber Crime, SAS Nagar, District SAS Nagar (Annexure P-1).

2. Learned counsel for the petitioner contends that the petitioner had not initially named in the FIR and has been nominated as an accused only on the basis of suspicion. He further contends that as per the case set up by the prosecution, certain persons had cheated the complainant to the tune of

Rs.76,05,000/-, however, only a sum of Rs.50,000/- was allegedly transferred in the account of the present petitioner. However, the petitioner entered into a compromise with the complainant and had already transferred back the said amount in Google Pay account of the complainant. He was arrested in the present case on 19.12.2024 and is in custody for the last about more than seven months. Now, only charge has been ordered to be framed against the petitioner and no witness has been examined so far. Even though he was involved in three cases, but he is on bail in all these cases, which were registered against him.

3. On the other hand, learned State counsel has vehemently opposed the prayer made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. In the present case, the petitioner is in custody for the last more than seven months and no witness has been examined so far. Even, there is no material on record to indicate that the petitioner may influence the witnesses of the prosecution. Thus, further custody of the petitioner will not serve any meaningful purpose.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial on his furnishing bail bonds and surety to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him to disclose such facts to the

Court or to any other authority.

(ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.

(iii) The petitioner shall not absent himself from the Court proceedings except on the prior permission of the Court concerned.

(iv) The petitioner shall surrender his passport, if any, (if already not surrendered), and in case he is not holder of the same, he shall swear an affidavit to that effect.

(v) The petitioner shall also file his affidavit before the concerned Court, mentioning his ordinary place of residence and number of mobile phone, which shall be used by him during the pendency of the trial. In case of change of place of residence/mobile number, he shall share the details with the concerned Court/learned Trial Court.

(vi) In case, the petitioner is involved in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.

(vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.

7. In case, the petitioner violates any of the conditions mentioned above, it shall be viewed seriously and the concession of bail granted to him shall be liable to be cancelled and the prosecution shall be at liberty to move an application in this regard.

06.08.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No