



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12167-2025
Decided on : 10.03.2025

SahajdeepPetitioner
Versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr.Lupil Gupta, Advocate
with Mr. Rahul, Advocate
and Ms. Hardeep Gandhi,Advocates
for the petitioner.

Ms. Mayuri Lakhanpal, DAG, Haryana.

SANJAY VASHISTH, J.

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Sahajdeep	283	21/06/2024	406 and 420 IPC	Civil Lines	Sirsa

2. As per allegations in the FIR, the petitioner along with his co-accused had induced/allured the complainant to send him abroad (Toronto, Canada) and for this purpose, the accused persons had fraudulently obtained money from the complainant but neither the



complainant was sent to abroad nor the money was returned. The petitioner along with co-accused have thereby caused wrongful loss to the complainant and wrongfully gained themselves. As per the allegations, the petitioner and his co-accused Nisha had taken a sum of Rs.3,30,000/- in cash from the complainant party on 14.05.2023 and on 10.02.2024 petitioner transferred a sum of Rs.14,000/- in the paytm account of father of the complainant.

3. Learned counsel for the petitioner contends that the petitioner is inside jail since 22.12.2024. One of the co-accused namely Nisha Rani has been released on anticipatory bail by this Court vide order dated 09.01.2025, passed in CRM-M-350-2025. The offence punishable under Sections 406 and 420 IPC are triable by Magistrate and the process of recording of evidence is yet to start.

4. On advance notice and in response to the arguments addressed by learned counsel for the petitioner, learned State counsel, submits that the account was jointly operated by co-accused Navprince and co-accused Nisha and the total amount involved in the FIR was Rs.15,45,000/-.

5. After hearing learned counsel for the parties and perusing the relevant material on record with their able assistance, this Court finds substance in the submissions made by learned counsel for the petitioner by observing that since co-accused Nisha Rani has already been granted the concession of anticipatory bail, the offence punishable under Sections 406 and 420 IPC are triable by Magistrate and the process of evidence is



yet to start,I deem it appropriate to grant the concession of bail to the petitioner.

6. Consequently, prayer made in the present petition is **allowed**. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

7. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

8. The observation made hereinabove shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

9. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

10.03.2025
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Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO