



CRM-M-27907-2025

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

(1) CRM-M-27907-2025

Laaltu Chakarvarti

..... Petitioner

Versus

State of Haryana

.....Respondent

(2) CRM-M-28858-2025

Partha Chatterjee

..... Petitioner

Versus

State of Haryana

.....Respondent

Date of Decision: 26.08.2025**CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present: Mr.Daljeet Singh Virk, Advocate, for the petitioners.

Ms. Diya Sodhi, Sr. DAG, Haryana.

Rajesh Bhardwaj, J. (ORAL)

1. This order will dispose of above-mentioned two petitions, as both have arisen out of a common FIR.

2. Petitioners have approached this Court by way of present petitions praying for granting them regular bail in case FIR No.173 dated 15.09.2024, under Sections 318(4) & 319(2), 3(5) of BNS, 2023, registered at Police Station Odhan, District Sirsa.

3. Succinctly, facts of the case are that the FIR in the present case was registered on the statement of complainant, Jaimal. It was alleged that on 02.09.2024, he received a whatsapp call on his mobile number and the person calling introduced himself as son of Gurmail Singh. He was told that he is returning back to his village from Canada on 25.09.2024 and hence, he requested the complainant to deposit some amount in the account of a travel agent at Delhi. Thereafter, he received a call from the travel agent from



Delhi, who asked him to deposit Rs.3,40,000/- in the account of Partha Chattergee (petitioner in CRM-M-28858-2025). Honestly believing the caller to be son of Gurmail Singh, the complainant deposited Rs.3,40,000/- in the account given. However, thereafter, he verified from Gurmail Singh and found himself to be cheated as no call of his son Ajaib Singh was made to him. Realizing a fraud having been committed with the complainant, he lodged the FIR with a request to take legal action against the accused. On the registration of the FIR, the investigation commenced and during the investigation, complicity of petitioner Laaltu Chakarvarti was also surfaced and thus, he was arrayed as an accused. Resultantly, the petitioners were arrested on 16.10.2024/15.10.2024. The petitioners approached the Court of learned Additional Sessions Judge, Sirsa praying for grant of regular bail. However, after hearing both the sides, the learned Court finding no merit in the same, dismissed the bail applications filed by the petitioners vide order dated 03.01.2025/08.01.2025. Hence, the petitioners have approached this Court praying for grant of regular bail by way of filing the present petitions.

4. It has been vehemently contended by learned counsel for the petitioners that the petitioners have been falsely implicated in the present case. It is submitted that the petitioners have been implicated in the present case on the basis of presumption and assumption. He submits that it is not the petitioners who had called the complainant and cheated him for the amount as alleged. He submits that the petitioners have no criminal antecedents and they are behind bars from the date of their arrest, however, trial is not concluded. Thus, he has submitted that that the petitioners deserve the concession of regular bail.



5. Reply/status report by way of affidavits of Sandeep Singh, HPS, Deputy Superintendent of Police, Kalanwali, District Sirsa filed in Court are taken on record.

6. *Per contra*, learned State counsel has vehemently opposed the submissions made by counsel for the petitioners. She has submitted that during the investigating, complicity of both the petitioners was duly proved. It is submitted that the accounts of the petitioners were used for siphoning off the amount fraudulently received from the complainant. On instructions, she has submitted that out of total 08 prosecution witnesses, 03 witnesses have been examined so far. She has placed on record the custody certificates of the petitioners.

7. On hearing counsel for the parties and perusing the record, it is deciphered that the petitioners are behind bars since the date of their arrest i.e. 16.10.2024/15.10.2024. As submitted out of total 08 prosecution witnesses, 03 witnesses have been examined. Custody certificates of the petitioners would show that the petitioners have suffered an incarceration of 10 months and 06 days as on 25.08.2025. Custody certificates further show that the petitioners have no criminal antecedents.

8. The veracity of the allegations would be assessed only after the conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. This Court would refrain itself from commenting anything on the merits of the case. The trial of the case will take sufficient long time. Keeping in view the arguments raised by both the sides and perusing the record, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular

bail to the petitioners.

9. Nothing said herein shall be treated as an expression of opinion
on the merits of the case.

	(RAJESH BHARDWAJ)	
	JUDGE	
26.08.2025	Whether Speaking/Reasoned :	Yes/No
sharmila	Whether Reportable :	Yes/No