



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

**CRM-M-31209-2025 (O&M)
Date of Decision:07.07.2025**

SI Manbir Singh

...Petitioner

vs.

State of Haryana

...Respondent

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

Present : Mr. Ashit Malik, Advocate
for the petitioner.

Mr. Rajiv Sidhu, DAG, Haryana.

Mr. Rahul Gautam, Advocate with
Mr. Aman Gautam, Advocate
for the complainant.

N.S.Shekhawat J. (Oral)

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 a case FIR No. 16, dated 10.04.2025, under Section 7 of Prevention of Corruption Act, Later on Section 75 of BNS added, registered at Police Station ACB, Ambala, District Anti Corruption Bureau, Haryana (Annexure P-2).

2. Learned counsel for the petitioner contends that the petitioner had neither demanded nor accepted any illegal gratifications from the complainant in connection with the FIR registered against father of the complainant. Even, the offence under Section 75 of B.N.S as added subsequently, just to make the offence graver. He further contends that the petitioner was arrested on 10.04.2025 and is in custody for the last about 03 months. After completion of

the investigation, the challan has been presented against him, however, no witness has been examined so far. Learned counsel further contends that in the present case, prosecution has failed to prove on record any evidence to show that the petitioner is in a position to tamper with the prosecution evidence.

3. On the other hand, learned State counsel assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the complainant has not been examined in the present case. Moreover, the petitioner is a police man and may influence the witnesses of the prosecution.

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

5. In the present case, the petitioner is stated to be in custody for the last about 03 months. The investigation has already been completed and apparently, the custody of the petitioner is not required for the purpose of investigation. Moreover, the case primarily hinges on the testimonies of the complainant or the official witnesses and the petitioner may not influence the witnesses in the present case.

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

8. Pending application(s), if any, stand(s), disposed of, accordingly.

07.07.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

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