



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

CRM-M-41603-2025

Date of Decision:07.08.2025

Vikas Kumar Gupta

...Petitioner

Vs.

State of Punjab

...Respondent

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

Present : Ms. Pragun Marwaha, Advocate with
Mr. Gaurav Arora, Advocate for
Mr. J.S Jaidka, Advocate
for the petitioner.

Mr. Ravneet Singh Joshi, DAG, Punjab.

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 case FIR No.103, dated 23.05.2025, registered under Sections 204,319(2), 338,336(3),340(2) of B.N.S, Police Station Division No.06, District Ludhiana.
2. The FIR in the present case was registered on the basis of secret information and the same has been reproduced below:-

“SHO Police Station Division No. 6, Ludhiana. Jai Hind, Today, I ASI along with ASI Harbhajan Singh No. 3656 and PHG Varinder Parshad, No. 16190 on private vehicle for patrolling for checking of suspected persons along with a laptop and a printer were present at Dholewal Chowk, Ludhiana. Then secret informer came to me and gave me information that Vikas Kumar Gupta son of Subash Chander Gupta resident of house No. 956, Street No. 10/4, Himmat Singh Nagar, Dugri, Ludhiana portrays himself to be a senior officer of the Railways Department.

He has prepared some fake identity cards to portray himself as a senior officer of the Railways Department and he portrays himself to be a senior officer of the Railways Department and dupes people by talking to them and he has received payments from them for doing various jobs and is cheating them. He at this time is standing near Shamshan Ghat Sherpur Chowk, Ludhiana. He is wearing blue jeans and a brown shirt. If we can reach near Shamshan Ghat Sherpur Chowk and conduct a raid then Vikas Kumar Gupta can be captured along with the fake documents. The information is trustworthy. Vikas Kumar Gupta by doing the above said has indulged in offences under sections 204, 319 (2), 338, 336 (3), 340 (2) of BNS, 2023. Therefore rukka is written and is sent for registration of a case against Vikas Kumar Gupta son of Subash Chander Gupta resident of house No. 956, Street No. 10/4, Himmat Singh Nagar, Dugri, Ludhiana under offences under sections 204, 319 (2), 338, 336 (3), 340 (2) of BNS, 2023 and is sent to the police station by hand PHG Varinder Prasad No. 16190. A case be registered and its number be informed. Control room may be informed. I ASI along with co-employees go near Shamshan Ghat Sherpur Chowk, Ludhiana for further investigation. Sd/- ASI Onkar Singh”.

3. Learned counsel for the petitioner contends that the allegations levelled by the complainant in the present FIR are completely vague and unfounded. The petitioner is having a matrimonial dispute with his wife and it is apparent that the police has falsely involved him at the instance of his wife. She further contends that the petitioner had not cheated anyone and till date, no complaint was received from any corner. The petitioner was arrested in the present case on 23.05.2025 and recovery has already been effected from him. She further contends that since, the investigation is almost complete, his custody will not serve any meaningful purpose.

4. On the other hand, learned State counsel has vehemently opposed the submissions 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 by this Court.

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

6. In the present case, no doubt the prosecution has alleged that the petitioner was impersonated as a senior officer of Indian Railways, but the evidence is yet to be lead before the Trial Court to prove the charge against the petitioner. At this stage, this Court is conscious of the fact that the petitioner is in custody for the last more than two months and his further custody will not serve any meaningful purpose.

7. 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.

(N.S.SHEKHAWAT)
JUDGE

07.08.2025
hitesh

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