



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

CRM-M-48139-2024  
Date of decision: 21.01.2025

Arvind Kumar

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH**

Present: Mr. Nikhil Chhoker, Advocate for the petitioner.

Mr. Arjun Lakhanpal, Addl. A.G. Haryana.

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**KARAMJIT SINGH, J. (ORAL)**

1. The present petition has been filed by the petitioner under Section 528 of BNSS, 2023 seeking grant of regular bail in case having FIR No.0259 dated 18.10.2020, registered under Sections 120-B, 204, 409, 420, 467, 471 IPC at Police Station Civil Lines, Gurugram.

2. The allegations in nutshell are that petitioner and other co-accused siphoned of amount of Rs.1.41 crores from co-operative society fund, as at the relevant time, the petitioner was working in the office of Deputy Registrar, Co-operative Societies, Haryana. During investigation, the petitioner was arrested.

3. The counsel appearing on behalf of the petitioner inter alia submits that the petitioner is falsely implicated in the present case and is behind bars for last more than 2 years and 7 months and that it will take time for trial to conclude. So, prayer is made that the petitioner be released on regular bail, pending trial.



4. The present petition is resisted by the State counsel who submits that petitioner and other accused persons mis-appropriated huge amount, out of the funds of the co-operative society. However, the State counsel has not disputed the fact that petitioner is in custody for the last more than 2 years and 7 months and it will take time for final disposal of the trial.

5. Admittedly, the petitioner has undergone custody for a period of more than 2 years and 7 months and it will take time for the trial to terminate. The delay in trial is not due to any act or conduct of the petitioner. The concept of speedy trial is amalgamated into the Article 21 of the Constitution of India, as an essential part of the fundamental right to life and liberty, guaranteed and preserved under our Constitution.

6. In the given circumstances, no gainful purpose is going to be served by keeping the petitioner in custody for any longer period, more particularly as all the offences are triable by the Court of Judicial Magistrate Ist Class/Chief Judicial Magistrate.

7. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

**21.01.2025**

*Yogesh*

**(KARAMJIT SINGH)**  
**JUDGE**

**Whether speaking/reasoned:-**  
**Whether reportable:-**

**Yes/No**  
**Yes/No**