

**CRM-M-54439-2025****-2-**

praying for grant of regular bail in case bearing FIR No.393 dated 08.07.2023 under Sections 120-B, 406, 420, 506 IPC (Sections 465, 467, 468, 471 506, 201 of IPC, registered at Police Station Ambala City, District Ambala.

3. Succinctly the facts of the case is that the FIR in the present case was lodged on the statement of Deepak Verma-complainant wherein it was alleged that his brother-in-law, Rajesh Kumar Verma, along with other accused, cheated him of Rs. 2,47,00,000/- by inducing him to invest in their immigration business on the false representation of its profitability. Relying on these assurances and the family relationship, the complainant invested the amount in good faith. The accused allegedly forged the documents to facilitate the cheating and, when the complainant demanded his money back, the accused threatened him and his family. Request was made to take legal action against the accused persons. From the registration of the FIR, investigation commenced. Petitioner, namely, Dheeraj Kapoor was arrested on 10.08.2025 whereas petitioner, namely, Vivek Gehlout was arrested on 24.10.2025 .On completion of investigation, challan was presented. On framing of charges, the trial commenced The petitioner(s) approached the Learned Additional Sessions Judge, Ambala praying for grant of bail, however, finding no merit, the same was declined after hearing both the sides by Learned Additional Sessions Judge, Ambala vide orders dated 17.09.2025 and 04.11.2025 respectively. Aggrieved by the same, the petitioner is before this Court by way of filing of present petition for grant of bail. However, it is apposite to mention here that petitioner is on interim bail, granted by this Court vide order dated 03.12.2025.

4. Learned counsel for the petitioner in CRM-M-54439-2025 submits that the petitioner has been falsely implicated in the present case. He further submits

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transaction of Rs.12,04,700/-. He further submits that the same has been returned by the petitioner by way of demand draft to the complainant. He further submits that the petitioner had been granted interim bail by this Court vide order dated 03.12.2025. He submits that the petitioner has no criminal antecedents as he has never been involved in any other criminal case. He further submits that the petitioner has not misused the concession of interim bail granted by this Court. He thus, submits that in the facts and circumstances of the case, the petitioner deserves to be granted bail.

5. Learned counsel for the petitioner in CRM-M-63748-2025 submits that during the pendency of the present petition, the parties have resolved their dispute by way of compromise.

6. Complainant is also present in person before this Court. He has submitted that the total transaction is of Rs.2.47 crores. He further submits that the petitioner, namely, Dheeraj Kapoor has paid a sum of Rs.12,04,700/- by way of demand draft on dated 03.12.2025 and the same has been accepted by him without prejudice to his rights and thus, opposed the bail application of the petitioner-Dheeraj Kapoor. He has also submitted that he has entered into a compromise with the petitioner, namely, Vivek Gehlout and he has no objection, if the interim bail granted to the petitioner, Vivek Gehlout is made absolute.

7. Learned State counsel on instructions, submits that investigation is complete and charges have been framed. Out of total 09 accused, challan has been filed against 05 accused. She has produced custody certificate of the petitioner(s) today in the Court and the same are taken on record. She further submits that the petitioner, namely, Dheeraj Kapoor has completed incarceration of 03 months and 20 days whereas petitioner, namely, Vivek Gehlout has

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is nothing on the record to show that the petitioners have misused the concession of interim bail granted to them as there is no complaint *qua* the same.

8. After hearing counsel for the parties and perusing the record, it is deciphered that petitioner(s) have not misused the concession of interim bail which was earlier granted by this Court vide order dated 03.12.2025.

9. However, in the facts and circumstances of the present case, the interim bail granted to the petitioner(s) vide order dated 03.12.2025 is made absolute to their already furnished surety/bail bonds before the trial Court and the same shall be treated as alive till the final disposal of the trial. The petitioner(s) are directed to keep on appearing before the trial Court as and when required to do so and also to comply with the direction of the trial Court given by it during the pendency of the trial. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

19.12.2025
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(RAJESH BHARDWAJ)
JUDGE

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