



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

**CRM-M-56126-2025
Date of decision: 31.10.2025**

DAYANAND

...Petitioner

VERSUS

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present: Mr. Edward Augustine George, Advocate
for the petitioner.

Ms. Jasmine Gill, AAG, Haryana.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in the present petition under Section 483 of BNSS, 2023 is for grant of regular bail to the petitioner in case having FIR No.486 dated 12.10.2024 registered under Sections 419, 420, 467, 468, 471, 120-B of IPC (Section 406 of IPC added later on) at Police Station Model Town, District Rewari.

2. Learned counsel for the petitioner as well as learned State counsel have been heard and material collected by the police during investigation has been perused.

3. The present case was registered on the basis of statement given to the police by Ajit Singh with the allegations that one Dayanand Yadav was employed as a driver with him, who approached him for sale of a plot at Rewari claiming himself to be the owner in possession of the same. However, he told him that the sale deed has not been executed in his favour as yet but as and when the registration of the sale deeds will be



opened by the Government, he will get it transferred in his favour from the real owners. Thereafter, he purchased 200 square yards land from him for a total sum of Rs.16,00,000/- out of which he paid Rs.6,00,000/- in cash at the time of agreement dated 18.01.2013. However, he kept on delaying execution and registration of the sale deed. On 28.02.2013, Dayanand Yadav called him for getting the sale deed executed and introduced him to one person, who claimed to be the real owner of the plot and he got executed full payment agreement. Thereafter, on 15.03.2013, he handed over the original documents to him along with ID of Ramesh Kumar on which he paid him balance amount of Rs.10,00,000/- out of which Rs.7,00,000/- was paid in cash and Rs.3,00,000/- in cheque in favour of Dayanand Yadav. Now, he has come to know that someone had impersonated in place of real owner and real owners have already sold the plot to some other person and he has been cheated of a sum of Rs.16,00,000/-. After registration of FIR, matter was investigated. Accused was arrested on 03.06.2025. Statement of witnesses were recorded and after completion of investigation, final report was presented against the accused for trial.

4. Learned counsel for the petitioner contended that petitioner has been falsely implicated. He never offered to sell any plot to the complainant. The alleged agreement was executed in the year 2013 and now, FIR has been lodged after 12 years. All the offences are Magisterial trial. Petitioner is in custody since 03.06.2025. The trial will take sufficiently long time to conclude and as such, no useful purpose will be served by detaining the petitioner in custody anymore and he may be



released on bail.

5. On the other hand, learned State counsel has opposed the bail and argued that in view of the gravity of offence, petitioner does not deserve the concession of bail.

6. Admittedly, all the offences are Magisterial trial and petitioner is in custody since 03.06.2025. The trial is likely to take sufficiently long time to conclude. It is well settled that bail is the rule and jail is an exception and pre-trial incarceration cannot be used as a tool to punish an offender and no useful purpose will, thus, be served by detaining the petitioner in custody anymore

7. Having regard to the aforesaid factual position, but without commenting anything on the merits of the case, the bail application is allowed and petitioner is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

8. Pending misc. application(s), if any, shall also stand disposed of.

31.10.2025
Priyanka Thakur

(YASHVIR SINGH RATHOR)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No