**CRM-M-56535-2025**

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-56535-2025
Decided on : 01.12.2025**

Rajesh Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTHPresent: Mr. S.S. Sahu, Advocate
for the petitioner.

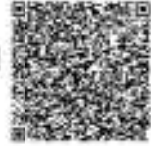
Mr. Pawan Kumar Jhanda, Sr. DAG Haryana

SANJAY VASHISTH, J. (ORAL)

1. Petitioner-Rajesh Kumar has filed instant petition under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), seeking regular bail in case FIR No. 519 dated 11.08.2024 registered under Sections 171, 406, 420, 468, 471 IPC at Police Station Azad Nagar, Hisar, District Hisar.

2. As per allegations, the petitioner allured the complainant-Guddu Sahib and also the alleged victims Gaurav and Narender to pay him a total of Rs. 27,74,000/- for getting job in the Police Department in Haryana, Rs. 11 lacs have been paid by complainant-Guddu Sahib, Rs. 16 lacs by victim-Narender and Rs. 1.60 lacs by victim-Gaurav.

3. Learned counsel for the petitioner argues that the allegations are false. There was never any settlement with the alleged victims, however, there was some financial deal in the past also with the so called complainants and on that account

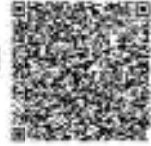
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by concocting the version, a false criminal case was got registered against him. He further argues that the offence is triable by the Court of learned Magistrate and the petitioner is inside jail for the last about one year period. There is no chance of culmination of trial in near future, therefore, he can not be detained for an indefinite period against the right of his personal liberty. Thus, prays for grant of regular bail.

4. On the other hand, learned State counsel submits that serious allegations are against the petitioner and he was found indulged in many other similar instances. He has taken bribe from the people on the pretext of providing job, thus, contention of the petitioner can not be considered, hence prays for dismissal of bail.

5. I have considered the submissions addressed by learned counsel for the parties and gone through the petition including the allegations levelled against the petitioner. Undoubtedly, the persons irrespective of the status and show off victimization, who are paying amount in the shape of bribe to some one under the greed of getting the job, is also equally responsible to face the consequences. However, for the reason best known to the prosecuting agency, no such step has been taken, as per law against such victims in the instant case.

However, coming back to the allegations levelled against the petitioner, it is noticed that he is lying in the jail for the last about a period of one year i.e. since November, 2024, whether the allegations are true or false or whether there was any financial deal for any other purpose, same would be the subject matter, during the course of trial and just on raising allegations, the petitioner can not be termed as a proved guilty and, therefore, can not be forced to remain inside the jail for any longer, until the proceedings are culminated and

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decided finally. Burden of proving charges is also heavily upon the prosecution.

6. Accordingly, prayer made in the present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

7. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

8. Any of the discussion done and recorded here above, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible, in accordance with law.

9. Petition stands disposed of.

December 01, 2025

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**(SANJAY VASHISTH)
JUDGE**

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO