



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

313

CRM-M-59953-2024

Date of decision: 30th January, 2025

Lalit Jain

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Ms. Tanu Bedi, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab.

Mr. Sourab Singla, Advocate for the complainant.

MANISHA BATRA, J (ORAL):-

Learned Senior Deputy Advocate General, Punjab has submitted that the petitioner has joined the investigation on 29.01.2025.

2. Learned counsel for the petitioner has argued that his custodial interrogation is not required and therefore, the order of interim bail deserves to be made absolute, whereas, learned Senior Deputy Advocate General, Punjab assisted by learned counsel for the complainant has vehemently argued that the petitioner does not deserve to be extended benefit of pre-arrest bail since the allegations against him are serious in nature. It is also submitted that no exceptional circumstance for grant of bail is made out and therefore, it is urged that the petition does not deserve to be allowed.

3. I have heard learned counsel for the parties at considerable



length and have gone through the record carefully.

4. The petitioner is alleged to have cheated the complainant by extracting an amount of Rs. 20,00,000/- from him on the pretext of selling his property to the victim. The petitioner has claimed that the dispute between the parties is of civil nature and agreement had been executed between them. The case is based on documentary evidence. Custodial interrogation of the petitioner is not required. Non recovery of the amount of Rs. 20,00,000/- allegedly given as advance money to the complainant cannot be considered to be a ground for denying the benefit of pre-arrest bail to the petitioner. In view of the observations so made, the petition is allowed the order dated 29.11.2024 is made absolute, subject to the compliance with the terms and conditions laid down in Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.

5. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

[MANISHA BATRA]
JUDGE

30th January, 2025
Parveen Sharma

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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |