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

CRM-M-64986-2024**Date of Decision: 10.01.2025**

Gagan Sethi

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Shivansh Malik, Advocate with
Mr. Aaryan Suri, Advocate
for the petitioner.

Mr. Rajinder Kumar Banku, Deputy Advocate General, Haryana.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.507 dated 27.10.2023 registered under Sections 120-B, 420 of IPC (During the course of investigation the offence under Sections 467, 468, 471 of IPC were added), at Police Station City Gohana, District Sonipat.

2. The FIR in the present case was registered on the basis of the statement made by Abhishek Kumar Jain, an officer from IFFCO Kisan Finance Limited. As per case of the prosecution, the petitioner-Gagan Sethi in connivance with Anuradha along with her husband Rajesh had got financed 48 Tractors from IFFCO Kisan Finance Limited from Gohana Agency, through different persons and they had sold tractors to Ajay Kumar, Sushila and Ankush. Learned counsel further contends that that the petitioner, who was working as a



Relationship Officer with IFFCO Kisan Finance Limited, was involved in the processing of two loan applications. It was alleged that in case of two tractors, the documents were prepared using photographs and signatures of dead persons. It was also alleged that certain financial transactions had taken place through UPI between the petitioner and his co-accused Anuradha. Learned counsel further contends that the petitioner was arrested in the present case on 12.09.2024 and is in custody since then. After completion of investigation, challan has already been presented against him and all the offences in the present case are triable by the Court of Magistrate. He further contends that vide order dated 17.12.2024 passed in CRM-M-62387-2024 titled as Anuradha Vs. State of Haryana (Annexure P-6), a similarly placed co-accused, Anuradha has already been granted the concession of bail by this Court.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

4. I have heard the learned counsel for the parties and perused the record.

5. In the present case, the only allegation against the present petitioner, who was working a Relationship Officer in IFFCO Kisan Finance Limited, is that he had forged the documents relating to two Tractors, by using photographs and signatures of dead persons. The case is based on documentary evidence and the evidence has already been collected during the process of investigation. The petitioner is stated to be in custody for the last about 04



months and the trial is not likely to be concluded in near future. Moreover, there is no evidence on record to show that the petitioner is in a position to influence the witnesses of the prosecution or may flee from the process of justice.

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

10.01.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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