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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-65336-2024****Date of Decision: 13.01.2025**

Jitender Kumar

...Petitioner

vs.

State of Haryana

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat**Present :** Mr. Ankur Lal, 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.557 dated 30.11.2018 registered under Sections 120-B, 406, 420, 467, 468, 471 of IPC (Subsequently added Section 409 of IPC and Section 13(1)(d) of Prevention of Corruption Act, at Police Station Sector-40, Gurugram, District Gurugram.

2. Learned counsel for the petitioner contends that the petitioner, who was posted as Commercial Assistant, has been falsely involved in the present case. He further submits that the petitioner had never received any amount against the payments of bills and the payments were received only by the cashier. Still further, he was working as Commercial Assistant and even the process of rectification is centralized and computerized process. Thus, the petitioner was unnecessarily dragged in the instant case. The petitioner was

arrested in the present case on 25.10.2024 and is in custody since then. He further contends that the offences under Sections 467, 468 and 471 of IPC have been added by the police only to make the offence graver without any lawful justification. The investigation against the petitioner is almost complete and his custody will not serve any meaningful purpose. He further contends that co-accused, Yogesh has been admitted to bail by this Court vide order dated 04.01.2023 (Annexure P-2).

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. It is not in dispute that the co-accused, Yogesh has already been admitted to bail by this Court vide order dated 04.01.2023 (Annexure P-2). Moreover, the petitioner is in custody since 25.10.2024 and the documentary evidence, if any, has already been taken into possession by the police.

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.

13.01.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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