



2025:DHC:2236



\$~6

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

%

Date of Decision: 02.04.2025+ **BAIL APPLN. 903/2025****MANJIT SINGH @ MANJEET SINGH @GULAB SHERA**

.....Petitioner

Through: Mr. Nirmalpreet Singh Hira,
Advocate

versus

STATE NCT OF DELHI

.....Respondent

Through: Ms. Manjeet Arya, APP for State with
SI Rohit and Inspector Pramod, PS
AATS/ONDDr. S.S. Hooda, Advocate for
complainant *de facto***CORAM: JUSTICE GIRISH KATHPALIA****J U D G M E N T (ORAL)**

1. The accused/applicant seeks regular bail in case FIR No.0455/2024 of PS Badli for offence under Section 419/420/34/120B of IPC. Status report is submitted by learned APP and the same is accepted across the board, to be scanned and made part of the file. I have heard learned counsel for accused/applicant as well as learned APP and also learned counsel for complainant *de facto*.

2. Broadly speaking, the case set up by prosecution is that one Gaurav duped the complainant *de facto*, inducing him to pay Rs. 2,00,000/- and

*BAIL APPLN. 903/2025**Page 1 of 3 pages*

GIRISH KATHPALIA



2.164 kg of gold articles, assuring him a Congress party ticket for the Lok Sabha Elections. According to prosecution, three persons namely Gaurav, Gurpal and Manjit (*accused/applicant*) were involved in the cheating. Gurpal has been released on bail. Gaurav is yet to be arrested and has been declared Proclaimed Offender. The accused/applicant is in custody for past 10 months.

3. Learned counsel for accused/applicant submits that the only role ascribed to him is that he was driver of a taxi, engaged by Gaurav, at whose directions, the accused/applicant collected the bag of cash from the complainant *de facto*. Role ascribed to Gurpal is that he is owner of the said taxi.

4. Learned APP submits that since Gaurav is absconding and has been declared Proclaimed Offender, granting bail to the accused/applicant would hamper efforts to arrest Gaurav.

5. Learned counsel for complainant *de facto* submits that the accused/applicant can get Gaurav arrested. Further, learned counsel for complainant *de facto* discloses that Gaurav is involved in a number of cases of similar cheating, including few cases registered recently in Bihar.

6. So far as possibility of the accused/applicant getting Gaurav arrested, that can occur once he is out of jail and is bound by condition to join



2025:DHC:2236



investigation as and when directed. But looking into the overall allegation and role ascribed to the accused/applicant, I do not find it necessary to further deprive him of liberty. Besides, even as regards arrest of Gaurav, he was declared Proclaimed Offender on 04.12.2024 according to the IO. But thereafter, no serious effort seems to have been done by police to arrest Gaurav. It seems that the supervision over the investigation needs to be more diligent.

7. Therefore, the application is allowed and the accused/applicant is directed to be released on bail subject to his furnishing personal bond in the sum of Rs. 10,000/- with one surety in the like amount to the satisfaction of the Trial Court. The accused/applicant shall join investigation as and when called in writing by the IO.

8. The accused/applicant shall not contact any of the prosecution witnesses, failing which consequences shall follow.

9. A copy of this order be immediately transmitted to the concerned Jail Superintendent for informing the accused/applicant.

GIRISH
KATHPALIA

Digitally signed by GIRISH KATHPALIA
DN: c=IN, o=HIGH COURT OF DELHI, ou=DELHI HIGH
COURT,
2.5.4.2D=8401d4889627a77b2869ff64efcc45569af3962c6
fb483554359797626accca, postalCode=110003, st=DELHI,
serialNumber=D3E80796451EC45C078D15570996840FA
0C3D38EE65802C487965FF801E26FA, cn=GIRISH
KATHPALIA
Date: 2025.04.02 18:16:44 +0700

GIRISH KATHPALIA
(JUDGE)

APRIL 2, 2025/as

BAIL APPLN. 903/2025

Page 3 of 3 pages