



CRM-M-58948-2025 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-58948-2025 (O&M)
Decided on : 28.04.2026

Rakesh Kumar Bakshi

. . . Petitioner(s)

Versus

State of Punjab

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Rajat Dogra, Advocate
for the petitioner(s).

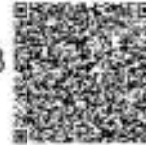
Mr. Neeraj Madaan, Sr. DAG Punjab

SANJAY VASHISTH, J. (Oral)

1. The instant petition has been filed under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), for grant of regular bail to the petitioner, during the pendency of trial, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name of Petitioner(s)	FIR No.	Date	Section(s)	Police Station	District
Rakesh Kumar Bakshi, aged 58 years	0026	27.02.2024	420, 406, 34 IPC (Section 409, 120-B IPC added later on)	Division E	Police Commissionerate, Amritsar

2. As per allegations in the FIR, while accused-Sunil Khajuria being Cash Manager in J&K Bank, Rakesh Kumar Bakshi as Assistant Cashier and Amit Gupta Assistant Cashier used to maintain accounts of cash transactions in Bank and key of the strong room also used to lie with Sunil Khajuria and Rakesh Kumar Bakshi (petitioner herein). On 17.02.2024, Subhash Chander, Branch Head Manager, conducted sudden checking of the cash lying in safe of the Bank, thereon

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it was found that there is shortage of the cash for Rs. 2,04,57,209/- in safe of the Bank. Thereupon, writing was executed, whereby petitioner-Rakesh Kumar Bakshi and co-accused Amit Gupta admitted in writing before Branch Manager and Bank Investigation Team for keeping the cash amount with them in fraudulent manner. Both of them had deposited an amount of Rs. 19,25,000/- on 19.02.2024, Rs. 2,00,000/- on 21.02.2024 and Rs. 3,00,000/- on 22.02.2024. Thus, prosecution built up its case that once accused admitted in writing about their guilt, there would be every chance of escape, thus, no point in considering the concession of bail.

3. Learned counsel for the petitioner argues that merely on the basis of writing, executed before the bank officials, it can not be termed that it was voluntary or it is admission of the guilt, unless charges are proved before the Court.

4. On the other hand, learned State counsel submits that it is a huge amount of Rs. 2,37,79,410/- involving the public money with which accused have been charged, in the present case.

5. I have considered the rival submissions advanced by learned counsel for the parties. The petitioner is inside jail since 18.04.2024 i.e. for the last more than a period of 02 years and out of total 11 prosecution witnesses, only 01 prosecution witness has been examined till date and all the offences are triable by the Court of learned Magistrate. Active and specific role, if any, with the element of criminality is undoubtedly required to be proved by the prosecution beyond doubt, unless same are proved, no definite opinion can be made as on day nor same is required in the proceedings of instant petition.

Moreover, another co-accused Amit Gupta, who was also posted as

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Assistant Cashier alongwith petitioner has already been granted bail by this Court vide order dated 17.03.2026 passed in CRR-2076-2025.

6. Consequently, 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. The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

9. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

10. Petition stands disposed of.

CrI. Misc. application(s), if any, also stand disposed of.

(SANJAY VASHISTH)
JUDGE

April 28, 2026

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Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*