2026:PHHC:048705

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

109 CRM-M-62598-2025 (O & M)
Date of decision: 27.03.2026

VIKAS ALIAS VIKASH

....Petitioner

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Saurabh Dalal, Advocate,
for the petitioner.

Mr. B.S.Saroha, DAG, Haryana.

AMAN CHAUDHARY, J. (ORAL)

1. The present petition has been filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner in case FIR No.378 dated 24.12.2024, registered at Police Station Beri, Jhajjar, under Sections 420, 506 and 120-B IPC.

2. On 10.11.2025, this Court had passed the following order:-

> "1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

Name & age of petitioner(s)	FIR No.	Date	Sections(s)	Police Station	District
Vikas @ Vikash	378	24.12.2024	420, 506 and 120-B IPC	Beri	Jhajjar

> 2. Learned counsel for the petitioner, inter alia, contends that complainant, Mohit, has lodged the present FIR alleging that he intended to go abroad for study purposes and, in that connection, came into contact with the petitioner, Vikas.

Petitioner is stated to have assured the complainant that he would first arrange a tourist visa for him and thereafter get it converted into a work visa within three months. For this purpose, petitioner allegedly demanded a total sum of Rs.12,00,000/–, out of which Rs.5,00,000/– was to be paid in advance and the remaining Rs.7,00,000/– at the time of conversion of the visa into a work visa. On the said assurance, complainant allegedly paid a sum of Rs.5,00,000/– to the petitioner on 26.03.2024. Out of this amount, Rs.1,00,000/– was paid in cash in the presence of Ravi and Rohit, Rs.2,00,000/– was deposited in the bank account No. 920010012553730 of one Naveen, and another Rs.2,00,000/– was transferred to account No. 3410110023617 of one Rameshwar. It is further stated that the said amount of Rs.4,00,000/– was transferred from account No. 2534001100158, which stands in the name of the complainant's maternal grandmother.

In the FIR, it is also mentioned that co-accused Tushar had executed an affidavit admitting the receipt of Rs.5,00,000/– and further assuring that the study visa would be arranged by 04.04.2024. However, despite repeated assurances, neither the visa was arranged nor the money was refunded. It is further alleged that father of the petitioner, namely Harender, also executed an affidavit dated 17.05.2024, undertaking to return the amount along with 5% interest by 17.07.2024. The cheque of Rs.5,00,000/– issued by the petitioner was subsequently dishonoured, leading to the registration of instant FIR.

3. Learned counsel for the petitioner submits that petitioner was merely an employee of a company named Studytone Overseas Private Limited, whose Directors were Tushar Tyagi and Aman Yadav. The said company was incorporated on 10.03.2023, and petitioner had no control, ownership, or connection with the management or any alleged fraudulent activities of the company. His role, if any, was limited to that of an intermediary or facilitator, as some local candidates preferred transferring amounts to his account for convenience and trust. Moreover, petitioner is ready and willing to join the investigation and cooperate with the authorities, provided he is granted protection from arrest. Thus, counsel prays for grant of concession of anticipatory bail to the petitioner in the present case.

4. Notice of motion.

5. On advance notice, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, puts in appearance on behalf of the respondent – State, and seeks some time to file status report in the matter.

6. Adjourned to 28.01.2026.

7. Meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of his arrest, the petitioner

> shall be released on ad-interim bail, subject to his furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).
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> 8. Besides, it is directed that petitioner would hand over his passport to the Investigating Agency or to Court concerned, if he possesses. Otherwise, would submit an affidavit, disclosing the fact that he does not possess any passport.
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> It is also directed that before leaving country any time during trial, petitioner would seek prior permission of the Court."

3. Learned counsel submits that in pursuance of the afore-mentioned order, the petitioner has not only joined investigation but also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, he shall make himself available without demur.

4. Learned State counsel on instructions from the Investigating Officer affirms the factum of joining the investigation by the petitioner and cooperating with the investigating agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.

5. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 10.11.2025 granting interim bail to him, is hereby made absolute, subject to compliance of conditions as specified under Section 482(2) of BNSS, 2023.

6. However, it is made clear that if the petitioner fails to join and cooperate with the investigating agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to him.

27.03.2026 **(AMAN CHAUDHARY)**

parveen kumar **JUDGE**

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