

2026:PHHC:036587



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

131

CRM-M-63760-2025
Date of Decision: 10.03.2026

MANISH MAHAWAL

... Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL.

Present: Mr. Baljeet Beniwal, Ms. Pooja Chaudhary and
Mr. Neeraj Chauhan, Advocates for the petitioner.

Mr. Rakesh Kumar Jangra, AAG, Haryana.

Mr. Vikas Bishnoi, Advocate for the complainant.

H.S. GREWAL, J. (ORAL)

This petition has been filed under Section 483 Bharatiya Nagrik Suraksha Sanhita, 2023 seeking regular bail for the petitioner in case FIR No.465 dated 01.08.2024 under Sections 420, 467, 468, 471 and 120-B of IPC registered at Police Station Sector Adarsh Nagar, Faridabad.

2. The case of the prosecution is that the petitioner while projecting himself to be a Scientist with Bharat Electronics Ltd. and working on deputation with National Security Adviser misrepresented himself thereby cheating and inducing the complainant to invest an money and the complainant invested a total amount of Rs.4,59,59,000/- since 2019 in several properties. Later on, he came to know that the petitioner was not the registered owner of the properties in question and as such, the complainant has been duped of a huge amount.

3. Learned Counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. He further submits that the matter is of a civil nature but the same has been given a criminal colour. He further submits that the complainant has filed a civil suit for recovery also. He further submits that the

petitioner is in custody for the last 01 year, 06 months and 10 days and he is not involved in any other criminal case. The trial of the case is yet to commence and as such, the same will take a long time to conclude. He thus prays that the petitioner be granted the concession of regular bail.

4. Learned State Counsel assisted by learned counsel for the complainant vehemently opposes the petition for grant of bail on the ground that the allegations and role attributed to the petitioner in the commission of the alleged offence are very serious in nature and the petitioner has actively participated in the alleged offence. Hence, they pray for dismissal of the present petition. Custody certificate filed by the State Counsel is taken on record. As per the said certificate, the petitioner is in custody for the last 01 year, 06 months and 10 days.

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

6. Keeping in view the facts and circumstances of the case and taking into consideration the fact that the petitioner is in custody for the last 01 year, 06 months and 10 days coupled with the fact that the trial of the case will take a long time to conclude, this Court is of the opinion that the petition in hand deserves to be allowed. Moreover, bail is rule and jail is exception. Since the continuous incarceration of the petitioner would not serve the ends of justice, therefore, he is entitled to regular bail during the pendency of the trial.

7. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

8. It is clarified that if while on bail so granted through the instant order, the petitioner is found indulging in any other criminal case/activity, it shall be open to the State to seek cancellation of his bail.

9. Nothing discussed hereinabove shall be construed as an expression of opinion on the merits of the case.

(H.S. GREWAL)
JUDGE

MARCH 10, 2026.
Rajender

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