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(145)

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

CRM-M-71185-2025

Date of Decision: 16.03.2026

CHANDER SHEKHAR

... Petitioner

Versus**STATE OF HARYANA**

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDIPresent: Mr. Ram Bilas Gupta, Advocate
for the petitioner.

Mr. Viney Phogat, DAG, Haryana.

Mr. Vikram Chaudhary, Advocate
for the complainant.

JASJIT SINGH BEDI, J.

The prayer in the present petition under Section 483 BNSS is for the grant of regular bail in case bearing FIR No.244 dated 19.04.2025 registered under Sections 420, 467, 468, 471, 120B and 204 IPC at Police Station Surajkund, Faridabad.

2. As per the prosecution case, the petitioner and his parents entered into an agreement to sell with the complainant for the sale of five apartments for a total consideration of Rs.1,90,00,000/-. Later on, it transpired that the said apartments have been pledged with the bank.

3. The learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case. The allegations primarily concern the father of the petitioner. As the petitioner is in custody



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since 19.10.2025 and none of the 29 prosecution witnesses has been examined so far, the Trial of the present case is not likely to be concluded anytime soon and therefore, he is entitled to the concession of bail.

4. On the other hand, the learned State counsel along with the learned counsel for the complainant while referring to the reply dated 13.01.2026 contend that the petitioner and his parents have cheated the complainant of an amount of Rs.1,90,00,000/-. The allegations are serious and therefore, the petitioner is not entitled to the concession of bail particularly when he is a habitual offender with two other cases registered against him. They, however, concede that the petitioner is in custody since 19.10.2025 and none of the 29 prosecution witnesses has been examined so far.

5. I have heard the learned counsel for the parties.

6. This Court in the case titled as ***Maninder Sharma Vs. State Tax Officer, State, Mobile Wing, Jalandhar, Punjab bearing CRM-M24033-2021(O&M) Decided on 31.08.2022*** has held as under:-

“Therefore, broadly speaking (subject to any statutory restrictions contained in Special Acts) , in economic offences involving the IPC or Special Acts or cases triable by Magistrates once the investigation is complete, final report/complaint filed and the triple test is satisfied then denial of bail must be the exception rather than the rule. However, this would not prevent the Court from granting bail even prior to the completion of investigation if the facts so warrant.”

7. In the instant case, admittedly, the petitioner is in custody since 19.10.2025 and none of the 29 prosecution witnesses has been examined so far. Therefore, the trial of the present case is not likely to be concluded

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anytime soon. There are no serious apprehensions expressed by the State that the petitioner would abscond from justice, tamper with the evidence or influence witnesses if granted the concession of bail. Therefore, in this situation, the further incarceration of the petitioner is not required.

8. Thus without commenting on the merits of the case, the present petition is allowed and the petitioner-Chander Shekhar S/o Karambir is ordered to be released on bail on his furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.

9. The petitioner shall appear before the police station concerned on the first Monday of every month till the conclusion of the trial and inform in writing each time that he is not involved in any other crime other than the present case.

10. The petitioner (or anyone on his behalf) shall prepare an FDR in the sum of Rs.1,00,000/- and deposit the same with the Trial Court. The same would be liable to be forfeited as per law in case of the absence of the petitioner from trial without sufficient cause

11. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

16.03.2026

JITESH

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