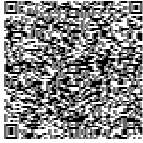


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2026:PHHC:015369



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH  
CRM-M-71982-2025

Sarvjeet Singh @ Garry  
....Petitioner  
Versus  
State of Haryana  
....Respondent

Date of Decision: February 03, 2026  
Date of Uploading: February 03, 2026

CORAM: HON’BLE MR. JUSTICE SUMEET GOEL

Present:- Mr. K.S. Nalwa, Senior Advocate with  
Mr. Vismaad S. Bajwa, Advocate,  
Ms. Ashima Attri, Advocate and  
Mr. Ashmeet K. Shah, Advocate for the petitioner.  
  
Ms. Priyanka Sadar Thakur, Senior DAG Haryana.  
  
Mr. Pradeep Duhan, Advocate for the complainant.

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SUMEET GOEL, J. (ORAL)

Present petition has been filed under Section 483 of the Bharatiya  
Nagarik Suraksha Sanhita, 2023 (for short ‘BNSS’) for grant of regular bail to  
the petitioner, in case bearing FIR No.0265 dated 19.06.2025, registered for the  
offences punishable under Sections 406, 420, 120-B of the Indian Penal Code,  
1860 (for short ‘IPC’), at Police Station Chandimandir, District Panchkula.

2. The gravamen of the FIR in question is that complainant, namely,  
Malkiat Singh, alleged fraud amounting to ₹1 crore against Tarun and Gary.  
The complainant stated that during 1996–1997, agricultural land belonging to  
his family situated in Village Kundi, Panchkula was acquired by the  
Government. Using the compensation received, the family purchased land in  
Naraingarh, where they undertook farming and dairy activities. A portion of the

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compensation amount remained pending with HSVP (HUDA), for which the authorities already possessed the family's bank account details.

It is alleged that Sunil Kumar Bansal, an Accountant in HUDA, fraudulently withdrew money using the complainant's family bank account information. Subsequently, officials of the Enforcement Directorate (ED) conducted a raid at the complainant's residence on 23.01.2024. During the raid, no incriminating material was found; however, ED officials seized the family's bank account documents for examination. After the ED raid, the complainant's parents contacted his uncle Jasmer Singh, who, at the instance of Jaswinder, approached MLA Kulwant Singh. The MLA referred them to his personal assistant, Tarun. Tarun, along with his associate Gary (*petitioner herein*), allegedly demanded ₹1 crore, claiming that they could prevent any further action by the ED. The complainant stated that his father, along with Jasmer Singh and Jaswinder, arranged the demanded amount by availing loans and selling gold. The said amount was handed over to Tarun and Gary on 23.01.2024 and 24.01.2024. The complainant further stated that he has preserved audio recordings relating to the said transactions. Thereafter, the complainant and his family visited the ED office on multiple occasions and discovered that Tarun and Gary had not paid any money to ED officials and had thereby cheated them. It is further alleged that the accused thereafter began intimidating the complainant and his family with threats of arrest and demanded an additional amount of ₹8 crores.

3. Learned Senior counsel for the petitioner has iterated that the petitioner is in custody since 17.10.2025. Learned Senior counsel has iterated that the petitioner has been falsely implicated into the FIR in question. Learned Senior counsel has iterated that entire genesis/ edifice of the prosecution case does not survive since Kulwant Singh (MLA) has not been arrayed as an

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accused. Learned Senior counsel has further argued that somewhat similarly placed co-accused, namely, Taranjeet Singh @ Tarun has been extended concession of *ad interim* bail by the Hon'ble Supreme Court, vide order dated 06.10.2025 passed in Special Leave to Appeal (Crl.) No(s).15049/2025, and the said interim order is enuring till date. Learned Senior counsel has further iterated that investigation *qua* the petitioner is complete and the challan already stands filed. Thus, regular bail is prayed for.

4. Learned State counsel has opposed the present petition by arguing that the allegations raised against the petitioner are serious in nature and, thus, the petitioner does not deserve the concession of the regular bail. Learned State counsel seeks to place on record the custody certificate dated 01.02.2026, in the Court today, which is taken on record.

4.1. Learned counsel for the complainant has filed a short reply dated 29.01.2026. Raising submission in tandem with the said short reply, learned counsel for the complainant has opposed the grant of regular bail to the petitioner. It has been iterated that there are direct/ serious allegations against the petitioner. It has been further submitted that co-accused, namely, Ashu is yet to be arrested and, in case, the petitioner is released on regular bail, apprehension of the said co-accused, namely, Ashu would be put at peril. Learned counsel has further iterated that police was not registering the FIR in question despite repeated requests of the complainant, which goes on to show the influence of the petitioner. Learned counsel has further iterated that there is likelihood that the petitioner may influence witnesses as well. Learned counsel has further argued that there is clear evidence available against the petitioner in the shape of mobile telephone recording. Hence, dismissal of the present petition is entreated for.

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5. I have heard counsel for the rival parties and have gone through the available records of the case.

6. The petitioner was arrested on 17.10.2025 whereinafter investigation was carried out and challan *qua* the petitioner was presented on 12.12.2025. Total 24 prosecution witnesses have been cited, out of which, none has been examined till date. It is thus, indubitable that conclusion of the trial will take its own time. The rival contentions raised at Bar give rise to debatable issues, which shall be ratiocinated upon during the course of trial. This Court does not deem it appropriate to delve deep into these rival contentions, at this stage, *lest* it may prejudice the trial. Nothing tangible has been brought forward to indicate the likelihood of the petitioner absconding from the process of justice or interfering with the prosecution evidence.

6.1. As per custody certificate dated 01.02.2026 filed by learned State counsel, the petitioner has already suffered incarceration for a period of 03 months and 08 days, & is not shown to be involved in any other FIR(s).

Suffice to say, further detention of the petitioner as an undertrial is not warranted in the factual milieu of the case.

7. In view of above, the present petition is allowed. Petitioner is ordered to be released on regular bail, if not required in any other case, on his furnishing bail/surety bonds to the satisfaction of the Ld. concerned CJM/Duty Magistrate. However, in addition to conditions that may be imposed by the concerned CJM/Duty Magistrate, the petitioner shall remain bound by the following conditions:

- (i) The petitioner shall not mis-use the liberty granted.
- (ii) The petitioner shall not tamper with any evidence, oral or documentary, during the trial.
- (iii) The petitioner shall not absent himself on any date before the trial.
- (iv) The petitioner shall not commit any offence while on bail.

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- (v) The petitioner shall deposit his passport, if any, with the trial Court.
  - (vi) The petitioner shall give his cellphone number to the Investigating Officer/SHO of concerned Police Station and shall not change his cell-phone number without prior permission of the trial Court/Illaqa Magistrate.
  - (vii) The petitioner shall not in any manner try to delay the trial.
8. In case of breach of any of the aforesaid conditions and those which may be imposed by concerned CJM/Duty Magistrate as directed hereinabove or upon showing any other sufficient cause, the State/complainant shall be at liberty to move cancellation of bail of the petitioner.
9. Ordered accordingly.
10. Nothing said hereinabove shall be construed as an expression of opinion on the merits of the case.
11. Since the main case has been decided, pending miscellaneous application, if any, shall also stands disposed off.

(SUMEET GOEL)  
JUDGE

February 03, 2026  
mahavir

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No