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

110+215

**CRM-M-32443-2024 (O&M)  
Decided on : 27.05.2025**

JITENDER KUMAR

.....Petitioner

Versus

STATE OF HARYANA

.....Respondent

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

Present: Mr. Suneel Sharma, Advocate,  
for the petitioner.

Mr. S.S. Pannu, Addl. AG, Haryana.

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**SANJAY VASHISTH, J.**

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:-

<b>Name of Petitioner(s)</b>	<b>FIR No.</b>	<b>Date</b>	<b>Section(s)</b>	<b>Police Station</b>	<b>District</b>
Jitender Kumar, aged about 38 years	285	17.07.2023	370, 406, 420, 120-B, 34 of IPC and 24 of Immigration Act, 1983	Matlauda	Panipat

2. Learned counsel for the petitioner contends that, as per the allegations in the FIR lodged at the instance of the complainant, Sudesh, petitioner along with his co-accused Vishal allegedly promised to send her son to America and, under this pretext, duped her of an amount of Rs.35 lacs, out of which Rs.4 lacs were deposited directly into the petitioner's account.



3. Counsel submits that the allegations are false and an exaggerated version has been projected in the FIR. It is further submitted that the petitioner was arrested during the course of investigation and has remained in custody for a period of 1 year, 1 month, and 24 days. Moreover, investigation has since been completed, challan has been filed, and the process of recording the statements of the witnesses is yet to commence.

4. By referring to the order dated 24.03.2025 passed by this Court, whereby petitioner was granted interim bail, counsel for the petitioner contends that in compliance of the direction issued by this Court, petitioner has already surrendered back to the Jail Authorities on 25.05.2025.

5. Further points out that during the period of interim bail, petitioner was operated by the Doctors of Shri Balaji Hospital, Shyam Colony, Budh Vihar, Phase – II, Delhi, on 19.05.2025, and thereupon, was advised for a bed rest for few more days. However, considering the necessity to comply the direction passed by this Court, petitioner surrendered back on 25.05.2025. Thus, prays for grant of regular bail to the petitioner in the present case.

6. On the other hand, learned State counsel, while opposing the prayer and submissions made by counsel for the petitioner, submits that apart from the present case, petitioner is also involved in one more case, in which he has already been granted bail. However, he confirms the period of incarceration undergone by the petitioner and is unable to dispute the submissions made by the petitioner's counsel during the course of today's proceedings before this Court.

7. In view of the totality of the circumstances and nature of the allegations levelled against the petitioner, and taking into account the fact that petitioner has complied with the directions issued by this Court by surrendering back to jail on 25.05.2025, as well as the fact that he has remained in custody for a period exceeding 1 year and 1 month, this Court, deems it appropriate to grant the concession of bail to the petitioner.



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8. 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.

9. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

10. Any of the discussion done and recorded here above, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible, in accordance with law.

11. Petition stands disposed of.

12. Pending miscellaneous application shall also stand disposed of.

(SANJAY VASHISTH)  
JUDGE

27.05.2025

Lavisha

Whether Speaking/Reasoned: ✓ YES/NO  
Whether Reportable: ✓ YES/NO