



242 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-42242-2025

Date of Decision:21.08.2025

Manoj Chauhan ...Petitioner

vs.

State of Haryana ...Respondent

Coram : Hon'ble Mr. Justice N.S.ShekhawatPresent : Mr. Sarfraj Hussain, Advocate
for the petitioner.

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

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.502 dated 26.10.2024 registered under Sections 419, 420, 467, 468, 448, 471 and 34 of IPC, 1860 at Police Station Badshahpur, District Gurugram.

2. Learned counsel for the petitioner contends that in fact, the complainant is the cousin of the petitioner and he had taken a loan of Rs.41 lacs from the petitioner. In lieu of the loan amount, the complainant had handed over the possession of the flat in question to the petitioner, till he returned the loan amount. Even he gave a letter (Annexure P-1) in writing to the petitioner with regard to the handing over the possession of the flat and had admitted that he had taken a loan for a sum of Rs.35 lacs from the petitioner. He next contends that in fact, now Yogender Pal Khatana @ Yoginder Pal Khatana, the possession of the flat was given, has vacated the flat and the possession has been handed

over to the complainant side. The petitioner was arrested on 19.06.2025 and is in custody since then. Learned counsel has referred to the orders (Annexures P-3 and P-4) to contend that Yogender Pal Khatana @ Yoginder Pal Khatana and Pawan Yadav have been admitted to bail by this Court.

3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court.

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

5. In the present case, admittedly the flat in question has already been handed over to the complainant and at present, the complainant is occupying the flat in question peacefully. Even two co-accused, namely, Yogender Pal Khatana @ Yoginder Pal Khatana and Pawan Yadav have been admitted to bail by this Court vide orders (Annexures P-3 and P-4).

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

21.08.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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