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

CRM-M-43005-2025

Date of Decision:13.08.2025

Gurwinder Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Simranjit Singh, Advocate, for the petitioner.

Mr. I.P.S. Sabharwal, DAG, Punjab.

Mr. Jasraj Singh, Advocate, for the complainant.

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.167 dated 29.10.2024 registered under Sections 406, 420, 120-B of IPC and Sections 465, 467, 468, 471 of IPC added subsequently vide Rapat No.36 dated 18.06.2021, at Police Station Mukerian, District Hoshiarpur.

2. The FIR in the present case was registered on the basis of the complaint moved by Tarlochan Singh, who alleged that the petitioner and other accused, who were the office bearer of Gurudwara Parbandhak Committee and embezzled amount of Rs. 46,93,620/-, when the complainant and others inquired about the same from the accused, they started abusing them. Even the record of Gurudwara Parbandhak Committee was forged by the accused in the present case.

3. Learned counsel for the petitioner contends that the complainant in the present case is a rich and influential person and the allegations are based on alleged audit report, which was prepared by Narinder Sharma, Advocate. He

further contends that the petitioner was also a office bearer of the Management Committee and after new Committee taken over, the main record has been handed over to the new Committee. The petitioner was arrested in the present case on 11.05.2025 and is in custody for the last more than 02 months. After completion of investigation, challan has been presented against him and further custody of the petitioner will not serve any meaningful purpose.

3. On the other hand, learned State counsel assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the 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, the petitioner is stated to be in custody for the last more than two months and challan has been presented against him. The offences in the present case are triable by the Court of Magistrate and the conclusion of the trial may take quite a long time.

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.

(N.S.SHEKHAWAT)
JUDGE

13.08.2025
hemlata

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