



CRM-M-23039-2025

1

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

224-2

CRM-M-23039-2025

Decided on:07.08.2025

Vivek Kumar

.....Petitioner

Versus

State of U.T. Chandigarh

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Atul Kumar, Advocate for
Mr. G.P.S. Ghuman, Advocate for the petitioner.

Mr. J.S. Toor, A.P.P., U.T. Chandigarh.

SANJAY VASHISTH, J.

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.8, dated 01.02.2020, under Sections 420, 467, 468, 471 and 120-B IPC, registered at Police Station Sector 19 Chandigarh, during the pendency of trial.
2. Petitioner-Vivek Kumar was granted concession of interim regular bail vide order dated 04.07.2025, by observing as under:

“1. Present petition has been filed by the petitioner, seeking grant of regular bail in case bearing FIR No.08, dated 01.02.2020, under Section(s) 420, 467, 468, 471 and 120-B of IPC, registered at Police Station Sector -19, Chandigarh.

2. Counsel for the petitioner submits that allegation against the petitioner in the present case is that an amount of Rs.6.80 lakhs was paid in cash to him by co-accused Rajesh Kumar. However, there is no documentary evidence available with the prosecution to substantiate this claim.

It is further submitted that accused Rajesh Kumar is yet to be arrested and, as informed by learned State counsel, he has already been granted interim relief by Hon'ble the Apex Court, subject to his joining the investigation.

3. Additionally, it is informed that regular bail petition of co-accused namely Jitender Pal Singh, who is presently on interim bail granted by this Court, vide order dated 07.02.2025 passed in CRM-M-56413-2024, is listed for hearing on 07.08.2025.

4. List again on 07.08.2025.



To be taken up along with CRM-M-56413-2024.

5. In the meantime, petitioner is directed to be released on interim regular bail, till the next date of hearing i.e. 07.08.2025, 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.”

3. Learned counsel for the petitioner argues that the investigation in case qua petitioner has already been completed, and report thereof has been submitted to the concerned Court. It is further submitted that petitioner has already undergone incarceration for a period exceeding four months before being released on interim regular bail. Therefore, counsel prays for confirmation of interim regular bail order dated 04.07.2025 and for allowing of the present petition.

4. On the other hand, learned counsel for the respondent/U.T., while producing the custody certificate of petitioner, confirms that petitioner remained in jail for a period of four months and eleven days prior to being released on interim regular bail by this Court. Learned counsel for the respondent/U.T. further submits that the final report has already been submitted before the Court.

5. In view of the fact that petitioner has undergone incarceration for more than four months before being released on interim regular bail, and considering that the final report has been submitted and charges are yet to be proved by the prosecution, interim bail order dated 04.07.2025 is hereby made absolute. Present petition is thus, allowed.. Petitioner shall be admitted to bail on the already furnished bail/surety



CRM-M-23039-2025

3

bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

6. The observations made hereinabove shall not be construed as an expression on the merits of the case, and the Trial Court shall decide the case on the basis of the evidence available on record.

**(SANJAY VASHISTH)
JUDGE**

07.08.2025
rashmi

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