



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

217

CRM-M-19880-2026 (O&M)

Date of Decision: 06.07.2026

NITISH RAJPUT

....Petitioner

V/s

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Shiv Kumar Sharma, Advocate
Mr. Bishnoi Abhimanyu, for the petitioner.

Mr. Rahul Jindal, A.A.G., Punjab.

Mr. D.S. Sobti, Advocate and
Ms. Sheenam Kamboj, Advocate, for the complainant.

VIKRAM AGGARWAL, J. (ORAL)

Prayer in the present petition preferred under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short the 'BNSS') is for the grant of regular bail to the petitioner in case FIR No.200 dated 23.12.2025 registered under Sections 316(4) and 318(4) of BNS (offence under Section 61(2) of BNS added subsequently) at Police Station Focal Point District Ludhiana.

2. On a complaint submitted by one Jitender Singh, the instant FIR was registered, the contents of which are as under:-

“ Stated that I am State resident of the above said address and I am working as an Accounts Executive at Akal Spring Limited factory, Plot No. A-8, Phase-5, Focal Point, Ludhiana. I used to see the legal banking work in the factory. Since the last 02 years Kamal Singh son of Bharat Singh resident of 135/18, First Floor, Lakshmi Garden, Near Khandasa Police Post, District Gurgaon, Haryana, presently residing as tenant in the house of Nirmal Kaur, House No. 08,

Street No. 2, New G.T.B. Nagar, Bank Side Sabzi Mandi, Mundian Kalan, Ludhiana was working as the Accounts Head in our factory. The above said Kamal Singh himself used to make payments whatever dealings were held with parties in our factory. Few days ago, a party called Vidya Charan Mishra who is the Director of my factory, who told that the payment for the goods ordered by you has not been made yet, but the payment for the goods ordered by us had already been done. Then we have checked the details of our factory account number 6560364035 which is that of Indian Bank, Sunder Nagar, Ludhiana. We came to know upon checking that the Head Accountant Kamal Singh of our factory, on date 04.10.2025, fraudulently transferred the payment of Rs. 3,00,000/- in his own account number 01030100042222 of Bank of Baroda, which is on the name of Kamal Singh. We are further checking the account details of our factory. We have suspect that Kamal Singh Account Head of our factory has transferred payment of many parties of the factory in his own account. He has committed fraud for his personal benefit. Our factory has suffered loss worth rupees crores. When Kamal Singh came to know that we are checking the account details of our factory and we have tried to stop Kamal Singh, but he ran away from the factory without giving any information. We have searched him at our own level, but could not find any clue. We will give the complete details of account of our factory later on. I have recorded my statement before you, which has been read over and is correct. Legal action may kindly be taken against Kamal Singh. Sd. Jitender Singh.”

3. Learned Senior counsel submits that the entire allegations were against Kamal Singh, who is alleged to have committed an embezzlement and the petitioner is only the wife's brother of Kamal Singh and the only allegation against him is that some amount had been deposited in his account. It has been submitted that the petitioner is in custody since

06.03.2026; final report stands submitted; trial will still take a sufficiently long time, therefore, no useful purpose would be served by keeping the petitioner in custody any longer.

4. *Per contra*, learned State counsel and learned counsel for the complainant have opposed the bail application, stating that certain amount was indeed transferred in the account of the petitioner.

5. I have considered the submissions made by learned counsel for the parties.

6. Concededly the main accused is Kamal Singh, who is stated to have embezzled a huge amount from the accounts of the company. The petitioner is the brother of the wife of Kamal Singh. As to whether he was involved in the embezzlement or not shall be determined at the time of trial. He is in custody since 06.03.2026; final report stands submitted; no recovery has to be made from him; trial will take a sufficiently long time, therefore, in the considered opinion of this Court, no useful purpose would be served by keeping the petitioner in custody any longer.

7. In view of the aforementioned facts and circumstances, without expressing any opinion on the merits of the case, the presents petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

8. Pending application(s), if any, shall also stand disposed of.

(VIKRAM AGGARWAL)
JUDGE

July 06, 2026

Mani Kumar

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No