



2026:UHC:3112

HIGH COURT OF UTTARAKHAND AT NAINITAL

HON'BLE SRI JUSTICE SUBHASH UPADHYAY

First Bail Application No. 2391 of 2025

24th April 2026

Jagsir Singh

...Applicant.

Versus

State of Uttarakhand

...Respondent.

Counsel for the applicant : Mr. Prem Kaushal and Mr. Mahesh Chandra, counsel

Counsel for the State/ respondent : Mr. Pratiroop Pandey, learned Assistant Government Advocate for the State of Uttarakhand.

JUDGMENT: (per Mr. Subhash Upadhyay, J.)

Applicant Jagsir Singh, who is in judicial custody in FIR No. 0031 of 2024, under Sections 419, 420, 467, 468, 471, 34, 120-B of IPC and 66-D of IT Act, P.S. Cyber Crime, Rudrapur, District Udham Singh Nagar has sought his release on bail.

2. Heard learned counsel for the parties and perused the record.

3. As per prosecution story, Shubhender Mondal (complainant) lodged a FIR stating that the complainant had been frauded of Rs.1,99,76,000/- (One Crore Ninety-Nine Lakh and Seventy-Six Thousand Rupees) by the unknown people, who had sent the share trading link and in order to make profit in the

shares marketing, the complainant kept on investing different amount.

4. That over the period of two months i.e. 11.06.2024 to 19.08.2024, the complainant sent different amount of money to over 15 different bank accounts on the instructions of the unknown people in the name of investment in shares trading.

5. Learned counsel for the applicant submits that out of the total frauded amount Rs.1,99,76,000/- an amount of Rs.36,00,000/- (Rupees Thirty Six Lakh) is alleged to have been transferred in the bank account of company named Ultra Wings Nutrition Pvt. Ltd. and the owner of the said company is co-accused Abhijeet Singh.

6. Learned counsel for the applicant further submits that the applicant was not named in the FIR but he was arrested on the basis of the disclosure of the co-accused Abhijeet Singh who had stated that on the instructions of the applicant he had frauded the Aadhar card and Pan card used in the commission of offence.

7. Learned counsel for the applicant submits that apart from the present case there were three other FIRs registered against the applicant which are based on same and identical facts though the complainants

are different. The multiple FIRs were registered against the applicant at different places for the alleged used of one bank account Ultra Wings Nutrition Pvt. Ltd.

8. The applicant was granted bail by three different courts on the same set of allegations and the applicant was arrested on 20.08.2024 and is languishing in judicial custody since then.

9. At the time of the registration of the present FIR on 24.10.2024, the applicant was in judicial custody in Bhondsi Jail , Gurgram, Haryana in another FIR No.170/2024 registered at Police Station Cyber Crime, Gurgram. Learned counsel for the applicant submits that in the said case also the applicant was granted bail.

10. He submits that in the other two cases also where similar set of allegations were levelled against the applicant he was granted bail by different courts.He refers to the bail order enclosed as Annexure-2 to 4 to the bail application.

11. Thus in sum and substance, the contention of the applicant is that he was not named in the FIR as such he is entitled for bail and co-accused Abhijeet Singh who was employee of the applicant is the beneficiary in the bank account in which the money was transferred and he was one who was instrumental in

using Pan card of the applicant's deceased uncle. He submits that applicant is neither the beneficiary nor has received any amount in his account.

12. Per contra, learned counsel for the respondent-State submits that the applicant along with co-accused was instrumental in defrauding people of the huge amount and the said fact was considered by the learned First Additional Sessions Judge while rejecting the bail of the applicant, however, he does not dispute the fact that the applicant has been released on bail by three different courts.

13. He is further not in a position to dispute the findings recorded in the bail order dated 28.10.2024 passed by the Additional Sessions Judge, Gurugram and to the fact that no amount was credited into the account of the applicant or he was the beneficiary of the amount credited in the aforesaid account Ultra Wings Nutrition Pvt. Ltd.

14. The applicant is in judicial custody since 20.08.2024 and the fact that he was not named in the FIR and is not a beneficiary of the amount received have also been considered by the different courts while granting bail in the similar set of circumstances.

15. In view of the above, without commenting on the merits of the case, the applicant is enlarged on regular bail, subject to following conditions:

- a) The applicant shall furnish a personal bond of Rs.50,000/- with two reliable sureties in the like amount to the satisfaction of the Trial Court.
- b) The applicant shall not leave the country without prior permission of the Trial Court.
- c) The applicant shall regularly appear before the Trial court.
- d) The applicant shall not tamper with the evidence, influence witnesses.
- e) In case of violation of the above conditions, the State may apply for cancellation of bail.

16. The bail application stands disposed of accordingly.

(Subhash Upadhyay, J.)

24.04.2026

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SUKHBANT SINGH

Digitally signed by SUKHBANT SINGH
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