

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

215/265

Date of decision : 18.10.2019

[1] **CRM-M-39464 of 2019 (O&M)**

Jay Jethani and another

... Petitioners

Versus

State of Haryana

.. Respondents

[2] **CRM-M-39070 of 2019 (O&M)**

Milan Sagar and another

... Petitioners

Versus

State of Haryana

.. Respondents

CORAM : HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present : Mr.Gurinder Pal Singh, Advocate
for the petitioner in **CRM-M-39464 of 2019**.

Mr.Partap Singh, Advocate
for the petitioner in **CRM-M-39070 of 2019**.

Mr.Ashok Muthreja, DAG, Haryana.

Harinder Singh Sidhu, J.

This order shall dispose of the aforesaid two petitions by a common order as they have arisen out of the same FIR. Brief facts are taken from CRM-M-39464 of 2019 (O&M).

This is a petition for grant of bail to the petitioner in case FIR No.62 dated 07.08.2019 under Sections 75, 66-D of the Information Technology Act, 2000 and 420/120-B IPC, registered at Police Station Cyber Crime, Gurgaon, Haryana.

The case was registered on the receipt of a secret information.

As per allegations in the FIR, a call centre is running in an illegal manner in the building VAPEEMPIRE India Pvt. Ltd. at Plot No.97, Sector 37,

Gurugram and the accused are making calls on the internet in foreign

countries by saying that your social security has been suspended by Law Enforcement Agency and grabbed a huge amounts through this unfair means.

Learned counsel for the petitioners states that petitioners are only employees in the aforesaid call centre and they have not committed any offence. The offences under Section 75, 66-D of the Information Technology Act, 2000 are bailable. Learned counsel argues that offence under Section 420/120-B IPC is any case not made out as there is no complaint filed by anybody with regard to cheating.

After investigation, challan has been filed and the trial has commenced. The petitioners are in custody since 07.08.2019. The trial of the case may take a long time. No useful purpose would be served by their detention till the disposal of the case.

Accordingly, this petition is allowed and the petitioners are ordered to be released on bail to the satisfaction of the trial court/Duty Magistrate, Gurugram.

18.10.2019
sd

[HARINDER SINGH SIDHU]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No