

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

**CRM-M-1140-2022(O&M)
Date of decision: 22.03.2022**

Megha Chaudhary

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Pradhuman Garg, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG Punjab.

Mr. P.S. Ahluwalia, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The petitioner herein seeks the relief of anticipatory bail in case bearing FIR bearing No.53 dated 25.11.2021 registered at Police Station NRI SAS Nagar, under Sections 420 & 120-B IPC and Sections 43 & 66 of the Information Technology Act, 2000.

Learned counsel for the petitioner contends that the petitioner is a former employee of the complainant-Company, namely, Logitrade BPO Solutions Pvt. Ltd. and that she herself is a victim of cyber fraud committed by the complainant-Company, when her e-mail account was hacked by the latter. It is further submitted that the petitioner lodged a complaint with the Cyber Cell on 26.10.2021, in this regard, but no action has been taken till

date and that the present FIR is nothing, but a counter-blast to the said complaint. It is yet further submitted that the allegations against the petitioner that she along other employees of the Company, had defrauded the complainant-Company by either offering services of the Company to other transport carriers or soliciting sensitive information in exchange of monetary gain, would give rise to a purely civil dispute, if any, but it has been given the colour of criminal proceedings.

It is further submitted that co-accused Harinder Singh has already been granted concession of anticipatory bail by a Coordinate Bench vide order dated 10.01.2022.

On the other hand, learned State counsel, while referring to the status report, submits that the FIR in this case was registered after a thorough inquiry and the complicity of the petitioner, co-accused Harinder Singh; Srawani Chaudhary and one Ravindra Yadav, was established in the crime. It is further contended that co-accused Srawani Chaudhary, had tried to flee the country, but she was apprehended from the Indira Gandhi International Airport, New Delhi.

Learned counsel appearing for the complainant, would submit that the petitioner, being an employee of the Company, had instead of working for the Company, had breached the terms of her employment and thereby defrauded the Company. He further contends that the petitioner had connived with the co-accused and had started soliciting the services of the Company to their private customers and thereby obtained huge monetary gains.

I have heard learned counsel for the parties.

Admittedly, the petitioner was an employee in the complainant-Company i.e. Logitrade BPO Solutions Pvt. Ltd. However, she was terminated on 24.09.2021 for having breached her terms of employment i.e. non-disclosure agreement. A perusal of the status report, would clearly reveal the nexus amongst accused named in the FIR, including the present petitioner. Thus, the custodial interrogation of the petitioner is required to unearth the entire chain of the crime.

In view of the above, finding no merit in the present petition, the same is hereby dismissed.

(HARNARESH SINGH GILL)
JUDGE

22.03.2022
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No