

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

CRM-M-11250-2022 (O&M)
Date of decision: 10.05.2022

Gule Zarrin

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Parampreet Singh Paul, Advocate for the petitioner.

Mr. Harbir Sandhu, AAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this second petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 117 dated 03.04.2021, registered under Sections 419, 420, 467, 468, 471, 120-B IPC and Section 66C and 66D of the Information Technology Act, 2000, at Police Station Sohana, District SAS Nagar, the first one having been dismissed as withdrawn on 17.02.2022.

Status report by way of affidavit dated 04.05.2022 of the Deputy Superintendent of Police H.Q., District SAS Nagar, already filed in the Registry, is taken on record.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in the present case; that the petitioner was not named in the FIR and rather she was named by co-accused Dheeraj Bhola; that as a matter of fact, initially the complainant had transferred the amount to the account of one Sandeep Singh and later on directly to the account of Manipal Business Solutions Pvt. Ltd. and that no recovery has been effected from the petitioner. It is further submitted that the petitioner has been in custody since 14.10.2021; that she gave birth to a child on 17.09.2021; that there is no one to take care of the child and that she is the only person to provide the feed to the baby, which is necessary. Moreover, the petitioner is not a beneficiary of the alleged transactions, in any manner.

On the other hand, learned State counsel contends that there are specific allegations against the petitioner and other co-accused (including Mohd. Tariq.-husband of the petitioner) regarding the fraud committed by them. As per the investigation, the petitioner is the distributor of online payment company 'SahiPay' through which the petitioner and her husband had made the payment of the aforesaid money to co-accused Jane Alam, after having received the said money from the people fraudulently.

I have heard the learned counsel for the parties and have gone through the paper-book.

There are specific allegations of cheating against the petitioner and other co-accused. There has been a huge surge in the online fraudulent transactions in the recent past and the fraudsters have adopted various duplicitous means and mechanism for duping the people of their hard earned savings. Thus, keeping in view the gravity and seriousness of the offence, no

ground is made out to grant the concession of regular bail to the petitioner. Moreover, as per the investigation, the ‘SahiPay’ account in which the amount was received, was being operated by the petitioner and her husband.

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

10.05.2022

Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

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