

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**WEDNESDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND TWENTY FIVE**

PRESENT

THE HON'BLE SMT. JUSTICE K. SUJANA

CRIMINAL PETITION NO: 17024 OF 2025

Between:

Mohammed Fardeen, S/o Afsar pasha, Age: 23 years, Occ: Driver in tt, R/o
33/2b, pulkeshi Road Tilak Nagar Mysore Karnataka

...PETITIONER/ACCUSED No.5

AND

THE STATE OF TELANGANA, through Public Prosecutor, High Court for the
State of Telangana at Hyderabad.

...RESPONDENT/RESPONDENT

Petition under Section 480 & 483 of BNSS (previously Sections 437 & 439 of Cr.P.C.) praying that in the circumstances stated in the Memorandum of Grounds of Criminal Petition, the High Court may be pleased to ENLARGE the Petitioner/Accused No.05 on bail in connection with CRIME NO.36/2025 UNDER SECTIONS 126(2), 318(4), 336(3) , 338 , 340(2) , R/W 3(5) , 111 BNS-2023 AND SEC 66-C & 66-D OF IT ACT OF CYBER-CRIME POLICE STATION.

This Petition coming on for hearing, upon perusing the Memorandum of Grounds of Criminal Petition and upon hearing the arguments of Sri Mohammed Sohail, Advocate for the Petitioner and the Sri D. Arun Kumar, Additional Public Prosecutor on behalf of the Sole Respondent.

The Court made the following: ORDER

IN THE HIGH COURT FOR THE STATE OF TELANGANA

AT HYDERABAD

THE HONOURABLE SMT JUSTICE K. SUJANA

CRIMINAL PETITION No.17024 of 2025

31st DAY OF DECEMBER 2025

Between:

Mohammed Fardeen.

PETITIONER

The State of Telangana,
Through Public Prosecutor,
High Court for the State of Telangana,
At Hyderabad.

RESPONDENT

ORDER

This Criminal Petition is filed seeking to enlarge the petitioner on bail, who is arrayed as accused No.5 in Crime No.36 of 2025 before the Cyber Crime Police Station, Nizamabad district, registered for the offences punishable under Sections 126(2), 318(4), 336(3), 338, 340(2) of BNS r/w 3(5), 111 of BNS,, and Sections 65-C and D of IT Act.

2. The case of the prosecution is that *de-facto* complainant lodged a report before the Police, stating that on 28.08.2025, wherein she received a phone call posing as a telecom department

employee from Bangalore, alleged that a new SIM card had been issued using her Aadhaar and that it was used for obscene calls. He referred her to a supposed Sub-Inspector, Sandeep Rao, at Gandhi Nagar Police Station, Bangalore. Later, *de-facto* complainant received a WhatsApp Video Call from a man in Police uniform introduced himself as a Sub-Inspector and sent her a fake FIR and documents linking her to a fraudster, Sadhakath Khan, allegedly involved in human trafficking and scams. He claimed Rs.30 Lakhs were transferred to her accounts part of the scam, though LW-01 denied received any such money. The caller said the case was handed over to a CBI officer i.e. Jai Shankar from Mumbai, and she received another video call from a man posing as CBI officer i.e. Jai Shankar, who insisted the *de-facto* complainant and she transfer Rs.18,00,000/- for verification, assuring the amount will be returned. Believing him, the *de-facto* complainant cancelled her fixed deposit and as instructed, transferred Rs.18,00,000/- on 29.08.2025 from her SBI account. Later, *de-facto* complainant realized that she has been cheated and informed her son who lodged a report before the Cyber complaint through the portal. Basing on the complaint, police investigated the case and registered the case against the petitioner herein and other accused persons.

2.1. The main allegation against the petitioner herein is that the amount was deposited into the account of accused No.1. Thereafter, accused No.1 transferred an amount of Rs.8,54,900/- to the petitioner herein. The petitioner herein withdrew the said amount and handed it over to accused No.1. It is alleged that the petitioner herein acted in collusion with the other accused, and therefore he has been arrayed as accused No.5.

3. Heard Sri Mohammed Sohail, learned counsel for petitioner, and Sri D. Arun Kumar, learned Additional Public Prosecutor appearing for respondent - State.

4. The contention of the learned counsel for the petitioner is that the petitioner is innocent of the said allegations. It is contended that, only at the request of accused No.1, the petitioner withdrew the said amount and that he had no knowledge of the cheating allegedly committed by accused No.1 or any other accused. It is further submitted that the other accused have already been granted bail by this Court. As against the allegation against accused No.5, it is stated that he received only a meager amount and has been in judicial custody since 02.11.2025. As such, a request is made to grant regular bail to the petitioner.

5. On the other hand, the learned Additional Public Prosecutor opposed the submissions of the learned counsel for the petitioner, submitting that the allegations against the petitioner are serious in nature and that he is part of the conspiracy with the accused persons. Therefore, he prayed the Court to dismiss the criminal petition.

6. Considering the submissions made by the learned counsel for the petitioner and the respondent, it appears that the petitioner herein has been in jail since 31.10.2025 and the petitioner is involved in another case including the present case. Therefore, considering the allegation levelled against the petitioner and also his previous involvement in similar crime, the petitioner is not entitled for bail at this stage.

7. Accordingly, the Criminal petition is dismissed.

Miscellaneous applications, if any pending, shall stand closed.

Sd/- L. LAKSHMI BABU
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To

1. The IV Additional Judicial First-Class Magistrate/Trial of Cases under Telangana Prohibition and Excise Court Nizamabad.
2. The VI Additional Junior First Judge-cum-Class Magistrate I Court for Cyber-Crime Cases, Nizamabad.
3. The Station House Officer, Cyber-crime Police Station, Nizamabad.
4. Two CCs to the Public Prosecutor, High Court for the State of Telangana at Hyderabad. [OUT]
5. One CC to Sri Mohammed Sohail, Advocate [OPUC]
6. Two CD Copies

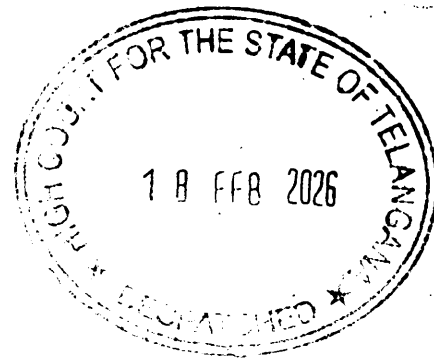
Kam/PR

HIGH COURT

DATED:31/12/2025

ORDER

CRLP.No.17024 of 2025



**DISMISSING OF THE
CRIMINAL PETITION**

⑨ MT
23/1/26