



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

CRM-M-12888-2025
Date of decision: 02.12.2025

MOHAMMAD SAMEER MANSURI

...PETITIONER

V/S

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. G.S. Goraya, Advocate for the petitioner.

Mr. Aditya Pal Singla, AAG, Haryana.

SUBHAS MEHLA, J. (ORAL)

1. By way of the present petition filed under Section 483 Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioner is seeking regular bail in case FIR No.69 dated 29.12.2023 registered under Sections 420 and 120-B of Indian Penal Code, 1860 and 66D of Information Technology Act, 2000 at Cyber Crime NIT, Faridabad, Haryana.

2. Learned counsel for the petitioner contended that the petitioner is in custody since 19.02.2024; investigation of the present case has already been completed; the offences under which the FIR has been registered are triable by the Magistrate; there is no apprehension that if petitioner is released on bail, he will tamper with the prosecution evidence as the present case is based on documentary evidence and the petitioner is having clean and clear antecedents as he is not involved in any other case. As such, learned counsel prayed for grant of regular bail to the petitioner.

3. Learned State counsel has produced the custody certificate, which is taken on record. Learned State counsel opposed the prayer made by the



petitioner by submitting that petitioner has actively participated in commission of crime and in the era of digital *Bharat*, wherein the online transactions are being promoted, the offences like cyber fraud not only impact the economy of the country but also erode the faith of the public. As such, learned State counsel prayed for dismissal of bail petition.

4. Heard.

5. Keeping in view the facts and circumstances of the case and allegations against the present petitioner; the petitioner is in custody since 19.02.2024 i.e. for the last more than 01 year, 09 months and 13 days; the offences under which the FIR has been registered are triable by the Magistrate; there is no material on file which would suggest that the petitioner is involved in any other case except the present one or that he would tamper with the prosecution evidence after his release, as the case of the prosecution is based on documentary evidence; trial will take sufficient time to conclude and no fruitful purpose would be served by keeping him in custody for any further period, as concession of bail cannot be denied just as a measure of punishment as culpability of accused is to be decided after appreciating evidence adduced by both parties and it is a trite principle of criminal jurisprudence that bail is rule, jail is an exception, this Court deems it a fit case to grant the concession of regular bail to the petitioner.

6. Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

7. Nothing observed hereinabove shall be construed to be expression of an opinion by this Court on merits of the case. The learned Court below is directed to proceed with the matter on its own merits, lest it may prejudice the trial.

December 02, 2025
manisha

(SUBHAS MEHLA)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |