

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

**CRM-M No.17667 of 2025 (O&M)
Date of decision: 15.05.2025**

Rajesh Acharya

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Vikram Singh Punia, Mr. Amit Siwach &
Mr. Yashasvi Rana, Advocates for the petitioner.

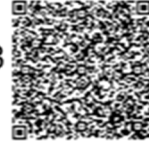
Mr. Neeraj Sheoran, DAG, Haryana for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short 'BNSS'*) for grant of bail pending trial to the petitioner in FIR No.127 dated 31.08.2024, under Sections 420, 120-B & 201 of the Indian Penal Code, 1860 (*for short 'IPC'*), registered at Police Station Cyber Crime NIT, District Faridabad.

(2) Custody Certificate dated 14.05.2025 of the petitioner has been produced and which is taken on record. Copy thereof supplied to the opposite side. Registry to tag the same at appropriate place.

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(3) Allegations are that petitioner, along with co-accused, hatched criminal conspiracy and duped *de facto* complainant Harish Khattar to the tune of Rs.12,77,800/- on the pretext of making investment in Crypto Currency.

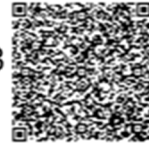
(4) Contends that petitioner is in custody since 12.01.2025; after investigation, final report under Section 193 of the BNSS was presented on 11.03.2025; but charges are yet to be considered. Specifically contends that petitioner himself is the victim at the hands of co-accused Nasibuddin Ansari and in this regard, complaint dated 26.06.2024 (P-2) was made prior to lodging of the present FIR. Also contends that there is no other criminal case against the petitioner.

(5) The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from the police official concerned; but he opposed the prayer.

(6) Heard learned Counsel for the parties and perused the paper-book.

(7) It is not in dispute that petitioner is in custody since 12.01.2025; after investigation, final report under Section 193 of the BNSS was presented before the Court of competent jurisdiction on 11.03.2025; but charges are yet to be considered. Also noteworthy that, *prima facie*, petitioner himself is the victim at the hands of co-accused Nasibuddin Ansari and in this regard, complaint dated 26.06.2024 was made at his instance prior to the lodging of this FIR and petitioner is not involved in any other criminal case.

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- (8) In view of the above, there is no justification to prolong the incarceration of the petitioner any further.
- (9) Consequently, present petition is allowed. Petitioner be admitted to bail pending trial on his furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.
- (10) Petitioner shall fully co-operate with learned trial Court without seeking any unnecessary adjournments.
- (11) The above observations be not construed as an expression of opinion on the merits of case.
- (12) It is clarified that in case there is any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

15th May, 2025
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>