



CRM-M-44311-2025(O&M)

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

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CRM-M-44311-2025(O&M)
Decided on :23.09.2025

Varun Khatana

. . . Petitioner(s)

Versus

State of Haryana

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Ashu Bidhuri, Advocate for the petitioner.

Mr. P.K. Jhanda, Sr. DAG, Haryana.

SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.3 dated 10.01.2025, under Sections 318(4), 336(3), 338, 340, 61 of BNS, registered at Police Station Cyber Crime, District Sonapat.

2. Allegation against the petitioner is that he was a member of a team involved in committing cybercrime. In the course of the investigation, an amount of Rs. 73,496/- was found credited to the bank account of his father, Mr. Ramesh Khatana, whose account was primarily managed by the petitioner, Varun Khatana.

3. Learned counsel for the petitioner argues that as per the allegations, said amount was found credited in the Canara Bank account

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No. 5550108000287, which is of his father and said amount was deposited by another co-accused, namely Sahayog Gupta. Subsequently, complete amount was withdrawn in cash from the said bank account and petitioner was paid Rs. 20,000/- as commission by the co-accused for facilitating the account number. Additionally, it is informed that during investigation only a sum of Rs. 1500/- is shown to be recovered from the possession of the petitioner.

Counsel for the petitioner further submits that petitioner is a law-abiding citizen and is currently a fourth-year student pursuing the B.A. LL.B. (Five Years Integrated Programme) from a college affiliated with Chaudhary Charan Singh University, Meerut (CCSU). Petitioner is of the age of 23 years and is never found involved in any criminal activity prior to the registration of this case.

Counsel also submits that petitioner is in custody since 01.07.2025. The investigation is complete; however, the trial has not yet commenced. Counsel further submits that if the prayer for bail is not granted, petitioner may suffer irreparable harm to his studies, potentially delaying his professional law course by a year, as attending classes is also mandatory. Therefore, counsel prays for the grant of bail to the petitioner.

3. On the other hand, Mr. P.K. Jhanda, Sr. DAG, Haryana, submits that petitioner is involved in a case of cyber crime and such crimes are at increase in the State, duping the innocent people, who are the bank account holders. Faith of the people is getting eroded with the



activities of such kind of elements, who are involved in the cyber crimes. Learned State counsel also relies upon the confessional/disclosure statement of the petitioner, wherein he admits his involvement for getting the amount initially credited in the bank account of his father. Therefore, by relying upon the documentary and technical evidence learned State counsel prays for dismissal of the present petition.

4. I have heard the learned counsel for the parties and perused the relevant material on record.

5. This Court cannot overlook the fact that the offences are triable by the learned Magistrate, and the conclusion of the trial is likely to take considerable time, as the prosecution will need to examine a number of witnesses. The proof of the charges primarily depends on documentary and technical evidence. Additionally, it is relevant that the petitioner is a law student currently enrolled in the fourth year of his course and is required to attend classes regularly. Continued detention may adversely affect his academic progress and future career prospects. In the light of these considerations, this Court deems it appropriate to allow the petitioner's plea for bail.

Furthermore, interest of the victim/complainant can be safeguarded by directing the petitioner to deposit the amount, which was initially found credited in the bank account of his father. Accordingly, petitioner or his family members are directed to deposit an amount of Rs.74,000/- (Rupees Seventy Four thousand only), in the form of FDR from a nationalized bank before the learned trial Court concerned. This

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deposit shall be subject to the final outcome of the case. It is also clarified that the condition of deposit of FDR of the said amount shall be considered as a pre-condition to be fulfilled before release of the petitioner on bail.

Consequently, present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

6. It shall, however, be open to the complainant/victim to seek disbursement of the deposited amount as and when he so wishes, provided that he deposits an equal amount as security to that effect.

7. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

8. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

23.09.2025*Rashmi**Whether speaking/reasoned: Yes/No**Whether Reportable: Yes/No*