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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH****CRM-M-57930-2025
Date of decision: 01.12.2025**

SHALINDER

....Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Sandeep Kumar, Advocate for the petitioner.

Ms. Jasmine Gill, AAG, Haryana.

YASHVIR SINGH RATHOR. J.(Oral)

1. This is first petition under Section 483 of BNSS, 2023 for grant of regular bail to the petitioner in case FIR No.08 dated 30.01.2025, registered under Sections 318(4), 338, 336(3), 340 and 61 of BNS, 2023 at Police Station Cyber Crime, Sonipat, District Sonipat.
2. Status report by way of an affidavit of Rajdeep, HPS, Assistant Commissioner of Police, Kharkhoda, Sonipat filed on behalf of the State is taken on record.
3. Learned counsel for the petitioner as well as learned State counsel have been heard and material collected by the police during investigation has been perused.
4. As per prosecution case, Yogesh Bhasin-complainant became friendly with one girl namely Iniya Apsara from Chennai through Facebook



Messenger, who claimed herself to be running clothes business in Chennai and also dealing in currency trading. She allured him to do currency trading and sent him a link and asked him to join the said link and assured that she will keep guiding him and they will earn profit of 20-30%. She also misled him and told that if he will invest money, it will get doubled in a short time and till now, he has invested a sum of Rs.12,87,000/-. As per prosecution case, petitioner was having account in Rajasthan Marudhara Gramin Bank and on 17.01.2025, a sum of Rs.2,75,000/- was withdrawn from the said account and on 21.01.2025, a sum of Rs.40,000/- was also withdrawn from the said account which was got deposited by cheating the complainant. It was also revealed during the investigation that petitioner Shalinder had given his bank account kit to co-accused Ishant Singh and petitioner Shalinder also got recovered his mobile phone and sim card. Petitioner was arrested on 05.03.2025. Co-accused Ishant Singh and Gautam were also arrested. After completion of investigation, final report has been presented in the Court for trial.

5. Learned counsel for the petitioner contended that petitioner has been falsely implicated in the present case. He himself was duped by co-accused Ishant Singh and his account was misused for depositing the amount which was illegally obtained from the victim. Petitioner is in custody since 05.03.2025. All the offences are Magisterial trial. The trial will certainly take a long time to conclude and no useful purpose will be served by detaining the petitioner in custody anymore and he may be released on bail.

6. On the other hand, learned State counsel has opposed the bail and argued that in view of the gravity of offence, he does not deserve the benefit of bail.



7. A sum of Rs.3,15,000/- was allegedly deposited in the account of petitioner and as per his version, he himself was mislead by main accused namely Ishant Singh, who misused his bank account. Main accused namely Ishant Singh as well as co-accused Gautam have already been released on bail by the Court of Judicial Magistrate First Class, Sonipat vide order dated 23.04.2025 on account of compromise with the complainant. All the offences are Magisterial trial. Petitioner is in custody since 05.03.2025. The trial will take a long time to conclude and no useful purpose will be served by detaining the petitioner in custody anymore and he deserves to be released on bail.

8. In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail bond and surety bond to the satisfaction of learned Trial Court/Duty Magistrate concerned.

9. Pending misc. application(s), if any, shall also stand disposed of.

01.12.2025
Priyanka Thakur

(YASHVIR SINGH RATHOR)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No