

**IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH**Sr. No.: 207 (2nd case)**Criminal Miscellaneous No.M-65249 of 2024****Date of Decision: February 21, 2025**Prem Rajan

..... PETITIONER(S)

*VERSUS*State of Haryana

..... RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**PRESENT:** - Mr. Manish Soni, Advocate, with Mr. Hitesh Chauhan and Mr. Dharam Vir Sharma, Advocates, for the petitioner.

Mr. Akashdeep Singh, Advocate, for the complainant.

Mr. Neeraj Sheoran, DAG, Haryana.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS') for grant of bail pending trial to the petitioner in case FIR No.029 dated 18.05.2024, under Sections 420, 467, 468, 471, 120-B of Indian Penal Code, 1860 (for short 'IPC') (Section 201 IPC added later on) registered at Police Station, Cyber Crime, Sonipat.

2. Allegations are that petitioner alongwith his co-accused allured *de facto* complainant – Ruby Chaudhary to do block trading on the platform of 'Satco and Martin Capital Markets Limited' advertised on Instagram and got deposited a sum of ₹81 lakh in fake bank account on the basis of fake whatsapp group; *de facto* complainant was; thus made a victim of cyber crime.

3. Contends that neither petitioner is named in present FIR; nor any offence is made out against him. Also contends that petitioner has no

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connection with the alleged trading activity carried out by other accused; nor he has not received any benefit therefrom. Further contends that petitioner is in custody since 30.05.2024; report under Section 173 of Code of Criminal Procedure, 1973 has already been submitted on 14.08.2024; charges were framed on 10.09.2024 and out of total 10 prosecution witnesses, none has been examined so far; thus, conclusion of trial will take sufficient long time; hence, further incarceration of the petitioner would not serve any useful purpose.

4. *Per contra*, learned State counsel has opposed the prayer while submitting that petitioner hatched criminal conspiracy with other co-accused and defrauded *de facto* complainant to the tune of ₹ 81 lakh; therefore, he does not deserve the concession of bail pending trial.

5. Learned counsel for the complainant has also opposed the prayer while submitting that allegations levelled against petitioner are very serious in nature, inasmuch as he along with other co-accused cheated the complainant. Further submits that co-accused Ravi Kumar got issued 75 corporate Sim Cards (connections) under the name and style “Shri Shyam Mobile and Electronics” which was owned by Lakshmi Kashyap.

6. Heard learned counsel for the parties and perused the paper-book.

7. It transpires that petitioner is accomplice of co-accused Ravi Kumar who obtained WhatsApp number in the name of his wife and provided One Time Passwords (OTPs) to petitioner and his co-accused Suraj, Ankush and others. As per prosecution, 75 different Sim Cards were got issued by Ravi Kumar along with his co-accused, including petitioner, details of which read as under:-

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S.No.	Name of End User	POI Document type of End User	Address of End User	Mobile No. allotted to End user
1	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB 141007	9115115085
2	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB 141007	9115115024
3	ANKUSH KUMAR	AADHAR	H.NO. 2604 WARD NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115115223
4	ANKUSH KUMAR	AADHAR	NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115115224
5	ANKUSH KUMAR	AADHAR	NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115115246
6	ANKUSH KUMAR	AADHAR	NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115114979
7	ANKUSH KUMAR	AADHAR	NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115115027
8	ANKUSH KUMAR	AADHAR	NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115115226
9	ANKUSH KUMAR	AADHAR	NO.7 STREET NO 7 13 PREM VIHAR TIBBA ROAD LUDHIANA LUDHIANA PUNJAB 141007	9115114976
10	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115114997
11	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115114973
12	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115115209
13	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115114997
14	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115114990
15	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115115250
16	LAXMI KASHYAP	AADHAR	H. NO. 129 STREET NO 5 NEAR STAR CITY COLONY BASTI JODHEWAL PO BASTI JODHEWAL DIST. LUDIANA PUNJAB 141007	9115115246

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17	RAVI KUMAR	AADHAR	H.NO. 1588 STREED NO 7 WARD 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115114947
18	RAVI KUMAR	AADHAR	H.NO. 1588 STREED NO 7 WARD 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115236
19	RAVI KUMAR	AADHAR	H.NO. 1588 STREED NO 7 WARD 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115114965
20	RAVI KUMAR	AADHAR	H.NO. 1588 STREED NO 7 WARD 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115114987
21	RAVI KUMAR	AADHAR	H.NO. 1588 STREED NO 7 WARD 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115713
22	RAVI KUMAR	AADHAR	H.NO. 1588 STREED NO 7 WARD 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115283
23	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115263
24	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115583
25	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115266
26	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115640
27	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115684
28	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115586
29	RAVI KUMAR KASHYAP	AADHAR	H.NO.2578 STREET NO 7 12 TIBBA ROAD PREM VIHAR BASTI JODHEWAL PUNJAB 141007	9115115466
30	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115587
31	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115686
32	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115589
33	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115524
34	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115746
35	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115748
36	DEEPAK	AADHAR	H. NO. 1683 STREET NO. 7 PREM VIHAR LUDHIANA WARD NO 7 LUDHIANA PUNJAB 141007	9115115749
37	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL	9115115508

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			PUNJAB 141007	
38	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115708
39	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115290
40	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115295
41	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115275
42	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115495
43	NITISH KUMAR	AADHAR	H.NO. 13794/1 RAMESH NAGAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115254
44	RAKESH KUMAR	AADHAR	H.NO.2578 STREET NO 7 12 WARD NO 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115598
45	RAKESH KUMAR	AADHAR	H.NO.2578 STREET NO 7 12 WARD NO 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115512
46	RAKESH KUMAR	AADHAR	H.NO.2578 STREET NO 7 12 WARD NO 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115878
47	RAKESH KUMAR	AADHAR	H.NO.2578 STREET NO 7 12 WARD NO 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115835
48	RAKESH KUMAR	AADHAR	H.NO.2578 STREET NO 7 12 WARD NO 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115917
49	RAKESH KUMAR	AADHAR	H.NO.2578 STREET NO 7 12 WARD NO 7 PREM VIHAR TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115918
50	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115760
51	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115881
52	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115883
53	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115764
54	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115821
55	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115822

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56	MANOJ KUMAR	AADHAR	H.NO. 210 WARD NO 7 STREET NO 6 NEW STAR CITY COLONY TIBBA ROAD LUDHIANA BASTI JODHEWAL PUNJAB 141007	9115115921
57	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115824
58	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115848
59	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115827
60	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115829
61	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115808
62	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115770
63	SACHIN KUMAR	AADHAR	H.NO.1162 Street No.2 Chran Nagar Ludhiana Ludhiana Punjab141008	9115115771
64	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115892
65	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115750
66	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115772
67	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115893
68	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115894
69	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115798
70	KARAN	AADHAR	GRAM JAHAN PUR KODAR JAHANPUR KODAR MUNSHIGANJ RAE BARELI RAEBARELI UTTAR PRADESH 229405	9115115833
71	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB 141007	9115114964
72	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB 141007	9115114986
73	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB 141007	9115114940
74	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB	9115114960

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			141007	
75	SURAJ VERMA	AADHAR	H.No.254 Street No.06 NEAR MASJID BABA NADEV COLONY BASTI JODHEWAL LUDHIANA PUNJAB 141007	9115114982

8. A perusal of above extract reveals that petitioner indulged in cyber-fraud by getting issued 75 different Sim Cards along with his co-accused and duped innocent persons; *prima facie*, complicity of the petitioner is apparent. In view of the gravity of offence involving huge financial fraud and specific role attributed to petitioner, this Court is not inclined to accept the prayer of petitioner.
9. As a result thereof, there is no option except to dismiss the petition “at this stage”.
10. Ordered accordingly.
11. The above observations be not construed as an expression of opinion on merits of the case.

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

(Mahabir Singh Sindhu)
Judge

February 21, 2025
Avin/SN

Whether Speaking/ Reasoned:	Yes/ No
Whether Reportable:	Yes/ No