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HARNEET KAUR

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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9094 of 2026

1 - Sushil Suradkar S/o Shri Ashok Suradkar Aged About 23 Years R/o N 07, Ayodhya Nagar, Sidco, P.S. Sidco, District Chatrapati Sambhajinagar Aurangabad Maharashtra

2 - Aman Shejwad S/o Shri Gyaneshwar Shejwad Aged About 19 Years R/o Radha Swami Colony Jatwada Road Harshul, P.S. Harshul, District Chatrapati Sambhajinagar Aurangabad Maharashtra

3 - Rahul Gupta S/o Shri Banshilal Gupta Aged About 26 Years R/o Behind Swami Narayan Mandir, Namaste Circle, Madhav Pura, District - Ahmedabad Gujarat

... Applicants

versus

1 - State Of Chhattisgarh Through The Station House Officer Of The Police Station - Ambagarh-Chowki, District Mohla-Manpur-Ambagarh Chowki Chhattisgarh

... Non-applicant

For Applicants	:	Ms. Aditi Parakh Advocate
For Non-applicant /State	:	Mr. Jitendra Shrivastava, G.A.

Hon'ble Shri Justice Rakesh Mohan Pandey

Order on Board

12/10/2026

1. The applicants have preferred this second bail application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail as they have been arrested in connection with Crime No. 03/2026 registered at Police Station Ambagarh, District Mohla-Manpur-Ambagarh Chowki (C.G.) for the offence punishable under Sections 318(4), 317(4) and 3(5) of the BNS and Section 66(D) of the IT Act.

2. As per the prosecution story, the complainant, Kunal Agrawal, lodged a written report alleging that during the period from 07.11.2025 to 06.12.2025, an unknown person, posing as a representative of a share trading/investment platform through WhatsApp and a mobile application, induced him to invest money by promising exorbitant returns from online share trading. Believing the representations made by the accused, the complainant transferred a total sum of ₹1,49,50,000/- from his Punjab National Bank and HDFC Bank accounts to various bank accounts as instructed by the accused. Subsequently, when the complainant attempted to withdraw the invested amount, the accused demanded further deposits on the pretext of loan repayment and other charges, whereupon the complainant realized that he had been cheated. On the basis of the aforesaid

allegations, the police registered the present crime under Section 318(4) of the Bharatiya Nyaya Sanhita, 2023, and during the course of investigation, Sections 317(4) and 3(5) of the Bharatiya Nyaya Sanhita, 2023, and Section 66D of the InformationTechnology Act. 2000 were also added.

3. Learned counsel for the applicants submits that the applicant are innocent and have been falsely implicated in the present case. It is contended that no cogent material is available to connect the applicants with the alleged offence and no part of the alleged cheated amount has been recovered from their possession. It is further submitted that the entire case is based on documentary and electronic evidence, which is already in the custody of the investigating agency, the investigation has been completed and the charge-sheet has been filed. It is also submitted that the applicants have been in judicial custody since 21.02.2026, they have no criminal antecedents and the trial is likely to take considerable time to conclude. She would also submit that co-accused persons have already been granted bail by this Court vide orders dated 29/07/2026 and 31/08/2026 passed in MCRC Nos. 5977/2026 and 7034/2026, respectively. On these grounds, prayer has been made to enlarge the applicants on bail.

4. Per contra, learned State counsel opposes the bail application and submits that the allegations against the applicants are serious in nature. It is submitted that the investigation has been completed

and the charge-sheet has already been filed. Considering the nature and gravity of the offence, it is prayed that the bail application be rejected.

5. I have heard learned counsel for the parties and perused the case diary.

6. Having considered the facts and circumstances of the case, the nature and gravity of the allegations levelled against the present applicants, the fact that the charge-sheet has already been filed before the competent Court, that the applicants have no criminal antecedents, and that the applicants have been in judicial custody since 21/02/2026, coupled with the fact that the conclusion of the trial is likely to take some time and also considering that co-accused persons have already been granted bail by this Court vide orders dated 29/07/2026 and 31/08/2026 passed in MCRC Nos. 5977/2026 and 7034/2026, respectively, without expressing any opinion on the merits of the matter, this Court is of the opinion that the applicants are entitled to be released on bail in the present case. Accordingly, the bail application is **allowed**.

7. It is directed that in the event of the applicants executing a personal bond for a sum of **Rs.50,000/- each** with one surety in the like sum to the satisfaction of the concerned trial Court, they shall be released on bail, on following conditions :-

    (i) they shall not directly or indirectly make any inducement, threat or promise to any person acquainted

with the facts of the case so as to dissuade him from disclosing such fact to the Court,

(ii) they shall not act in any manner which will be prejudicial to fair and expeditious trial, and

(iii) they shall appear before the trial Court on each and every date given to them by the said Court till disposal of the trial.

8. The observation made hereinabove is for the purpose of deciding this bail application only, the trial Court shall decide the case on its own merits.

Sd/-

(Rakesh Mohan Pandey)

JUDGE

Harneet