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HIGH COURT OF CHHATTISGARH AT BILASPUR

MCRC No. 9748 of 2026

*** -** Ajay Swain S/o Nityanand Swain Aged About 29 Years R/o Village Barasai, Post Barasai, Police Station- Sarankul, District Nawagarh, Odisha.

... Applicant

Versus

*** -** State Of Chhattisgarh Through S.H.O. Police Station Cyber Crime Durg Range, District Durg, Chhattisgarh.

... Non-Applicant

For Applicant	:	Mr. Vivek Sharma, Advocate
For Non-Applicant	:	Ms. Ankita Shukla, Panel Lawyer

Hon'ble Shri Justice Rakesh Mohan Pandey
Order on Board

30/10/2026

1. This is the second bail application filed under under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail to the applicant, who has been arrested in connection with Crime No.11 of 2025 registered at Police Station – Cyber Crime Durg Range, District Durg, Chhattisgarh for commission of offence punishable under Sections 317(4), 318(2), 318(4), 336 & 238(b) of BNS.
2. The first bail application for the present applicant was rejected by the coordinate bench of this Court vide order dated 10.07.2026 in MCRC No. 4480 of 2026.
3. The prosecution's case, in brief, is that the complainant, Bhim Raj Meena, was defrauded of 8,08,902 through a "Work from Home" cyber

scam. The complainant received a message on Telegram from an ID named "Nitya Shroff" regarding a work-from-home opportunity. On December 6, 2025, the complainant was contacted by another ID, "Sunakshi," and induced to register on the website trackshippox.com for online product review tasks for a company called "SHIPPO". Initially, the complainant was allowed to withdraw small amounts to build trust. Subsequently, the accused demanded increasing amounts of money under the guise of "task upgrades" and "offers". Between December 7, 2025, and December 12, 2025, the complainant transferred a total of 18,08,902 into various bank accounts provided by the fraudsters. When the complainant attempted to withdraw the accumulated "profit," they were asked for additional funds, at which point the complainant realized they had been defrauded. During the investigation, it was alleged that Manoj Kumar Raut and Anant Biswal lured individuals to open bank accounts for a commission. The accused, Ajay Swain, allegedly opened a bank account in exchange for ₹1,500, which was then used to receive the fraudulent funds. Hence, FIR.

4. Learned counsel appearing for the applicant would submit that the first bail application of the present applicant was rejected on 10..07.2026. He would contend that the learned trial Court vide its order dated 25.08.2026 discharged the applicant from charges of Section 317(4) of BNS which was triable by learned Sessions Court and punishment provided in said section is life imprisonment. He would contend that other co-accused have already been enlarged on bail by the learned trial Court. It is also contended that the applicant has no criminal

antecedent and he is in jail since 06.01.2026. Thus, he would pray for grant of bail.

5. On the other hand, learned Panel Lawyer appearing for the State/non-applicant would oppose the submission made by learned counsel for the applicant. She would submit that the first bail application of the present applicant was rejected on merits, therefore, this second bail deserves to be rejected.

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

7. Having considered the fact that except Section 317(4) of BNS, other offences are triable by Magistrate, investigation has been completed, charge-sheet has already been filed, the applicant is in jail since 06.01.2026, he has no criminal antecedent and other co-accused have already been enlarged on bail by the learned trial Court, without commenting anything on merits of the case, I am inclined to release the present applicant on bail.

8. Accordingly, this second bail application filed by the applicant is **allowed**. It is directed that in the event of the applicant executing a personal bond for a sum of Rs. 50,000/- with one surety in the like sum to the satisfaction of the concerned trial Court, he shall be released on bail on the following conditions:-

I. He 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/her from disclosing such fact to the Court;

II. He shall not act in any manner which will be prejudicial to a fair and expeditious trial;

III. He shall appear before the trial Court on each and every date given to him by the said Court till the disposal of the trial; and,

IV. He shall not involve himself in any offence of a similar nature in future.

9. The observation made in the course of this order is only for considering the case of the applicant on the application for the grant of regular bail. The concerned trial Court shall not be influenced or bound by any observation made in the course of this order.

10. Certified copy as per rules.

Sd/-
(Rakesh Mohan Pandey)
Judge

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