



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

CRM-M-7507-2026

Date of decision : 13.05.2026

Rahul Kumar Sain

.....Petitioner

versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Sandeep Kotla, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

RAJESH BHARDWAJ, J. (Oral)

1. Present petition has been filed praying for the grant of regular bail to the petitioner in case bearing FIR No.98 dated 31.10.2024, under Sections 318(4), 316(2) of BNS, registered at Police Station Cyber Crime, Jhajjar.

2. Succinctly, the facts of the case are that the present FIR has been registered on the basis of a complaint of Kaushal Kishore Poder. As per the allegations the financial fraud started with him in the evening of 28 July at about 7:03 p.m. After inquiring about the profile of one Shri Narayan Jindal, the complainant contacted him through Whatsapp No. 9558154437 for commending some stock. After some days, a female contacted the complainant from mobile no. 9640328852 and they both namely Shri Narayan Jindal and said lady misguided him (complainant) and gave false information. They also added the complainant in KSL Advisory Group and also upgraded him in another Whatsapp Group i.e. KSL VIP. Thereafter, a link was sent to the complainant by the said female and he download KOTAK NEO through that link. On believing upon the process initiated from other side, the complainant transferred total cash amount of



Rs.24,00,000/- at different dates from 04.08.2024 to 03.09.2024 from his bank account and from the bank account of his wife. The complainant was defrauded by the unknown persons, who dishonestly induced the complainant to part with his money. With the afore-said allegations, FIR was registered. The petitioner has been arrested in the present case on 10.11.2024. The petitioner approached the Court of learned Additional Sessions Judge, Jhajjar, praying for the grant of regular bail. However, after hearing both the sides and finding no merit in the same, the learned Additional Sessions Judge, Jhajjar declined the bail application filed by the petitioner vide order dated 27.11.2025. Being aggrieved, the petitioner is before this Court praying for the grant of regular bail by way of filing the present petition.

3. Learned counsel for the petitioner, at the outset, prays for the grant of bail on the basis of parity with that of co-accused, namely, Sahil Kumar Prajapat @ Sahil Prajapat. He has drawn the attention of this Court to the order dated 06.05.2026 passed by this Court in CRM-M-73633-2025 whereby co-accused of the petitioner, namely, Sahil Kumar Prajapat @ Sahil Prajapat has been granted the concession of regular bail. He has submitted that case of the petitioner is at par with the co-accused, who has been granted bail by this Court. He has further submitted that on the basis of the parity, the petitioner deserves to be granted bail. He has also submitted that the petitioner is behind the bars from last more than 1½ year.

4. Per contra, learned State counsel has opposed the submissions made by counsel for the petitioner. However, he has endorsed the fact that case of the petitioner is at par with co-accused, namely, Sahil Kumar Prajapat @ Sahil Prajapat, who has already been granted bail by this Court. On instructions, he has submitted that challan has been presented and charges have been framed. He has produced custody certificate of petitioner, today in

the Court, which is taken on record.

5. After hearing learned counsel for the parties and perusing the record, it is deciphered that the petitioner is behind bars since the date of his arrest. The custody certificate produced would show that petitioner has suffered incarceration of 11 months and 09 days as on 12.02.2026. It further reflects that though the petitioner is involved in one more case, however, he is on bail in the same. Admittedly, co-accused of the petitioner, namely, Sahil Kumar Prajapat @ Sahil Prajapat, has already been granted bail by this Court vide order dated 06.05.2026.

6. The veracity of the allegations would be assessed only after conclusion of the trial and on the appreciation of evidence to be led by both the parties before the trial Court. The trial of the case will take sufficiently long time. Keeping in view the arguments raised by both the sides and perusing the record, this Court is of the opinion that learned counsel for the petitioner succeeds in making out a case for grant of regular bail on the basis of parity with co-accused, Sahil Kumar Prajapat @ Sahil Prajapat who has already been granted regular bail by this Court vide order dated 06.05.2026 passed in CRM-M-73633-2025. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

13.05.2026
m.sharma

(**RAJESH BHARDWAJ**)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No