



CRM-M-18806-2026

1

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

225

CRM-M-18806-2026

Decided on :05.05.2026

Babita Kumar @ Sapna

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

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

Mr. P.K. Jhanda, Sr. DAG, Haryana.

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SANJAY VASHISTH, J. (Oral)

1. Present petition has been filed under Section 483 of the BNSS (corresponding to Section 439 Cr.P.C.) seeking regular bail in FIR No. 120 dated 20.02.2026, registered at Police Station Sonapat, Haryana, under Sections 318(4) and 319(2) of the BNS (corresponding to Sections 420 and 416 IPC), and Sections 66 read with Sections 43, 66D, and 75 of the IT Act, 2008.

2. Upon receipt of secret information that, for the past several days, certain persons were operating an illegal call centre in the Industrial Area, Kundli, within Factory No. 394, and were cheating people through phone calls, a raid was conducted by members of the police team. During the raid, 16 boys and 4 girls were found working there, using laptops and headphones, and conversing in English. They were apprehended. Version recorded in the FIR reads as under:

“ Upon receiving the information, after informing the senior officers, I, along with ASI Rajesh No. 115/PPT, ESI Mahavir No. 1935/FBD, Constable Ritu No. 1474/SPT, Chief Minister Flying Squad Sonipat, and CIA Staff Sonipat namely SI Yashvir No. 290, EASI Naresh No. 902, EASI Naveen No. 1348, Constable Jatjit No. 559, and from Cyber Cell Sonipat PSI Kamal, constituted a joint

**CRM-M-18806-2026****2**

team and after briefing them reached near Factory No. 394, Industrial Area, Kundli. After due deliberation, a raiding party was constituted and a raid was conducted at Factory No. 394, Industrial Area, Kundli, Sonipat. At the spot, in a call centre-like office constructed inside the factory, a total of 16 boys and 4 girls were found working on laptops, all having headphones on their ears and talking in English language. On inquiry from the boys and girls present at the spot, they disclosed their names and addresses as follows: 1. Priyanka daughter of Ramesh Thakur, resident of House No. 408 G-13, Paschim Vihar, Delhi; 2. Nitin Kumar son of Ramashankar, resident of C-33/36 Kali Badi Marg, Gol Market, Delhi; 3. Vijay son of Krishan Kumar, resident of F-39 Om Vihar, Uttam Nagar, Delhi; 4. Dipanshu son of Tejveer Kaushik, resident of 6-12 Prem Nagar-3, Shani Bazar Road, Nangloi, Delhi; 5.: Shashi Vayu son of Girish Tiwari, resident of Galaxy Vega near Gaur City, Noida, Uttar Pradesh; 6. Rahul Rana son of Udam Singh Rana, resident of Gali No. 27, Tughlakabad Extension, Delhi; 7. Harpreet Singh son of Manjit Singh, resident of Ravi Nagar, Khayala, Delhi; 8. Vishal son of Radheshyam, resident of RZ/A4 Nanda Block, Mahavir Enclave, Delhi; 9) Rahul Munjal son of late Ashwani Munjal, resident of 128/GG Block, Pitampura, Delhi; 10 Akshay son of Jugal Arora, resident of 14/26A First Floor, Block 14, Tilak Nagar, Delhi; 11. Rohit son of Sahab Shivam, resident of WZ/276/17 Inderpuri, Delhi; 12, Avinash son of Rajendra Rai, resident of 8 Ali Lane, New Delhi; 13. Yogesh Sharma son of late Pachan Sharma, resident of 24/25 Bhagwan Ganguly, Howrah, Kolkata; 14. Mohammad Ali Haider son of Sharif Khan, resident of Om Vihar Phase-1A, Uttam Nagar, Delhi; 15. Naveen son of Shesha Rai, resident of C-3 Krishna Park, Saket, Delhi; 16) Varun Jain son of Manoj Kumar Jain, resident of 558 Guru Ram Das Nagar, New Delhi; 17. Hakymung son of

**CRM-M-18806-2026****3**

Tarongso, resident of House No. 301, Super Market Area, Dimapur, Nagaland, presently residing at Munirka near Ambedkar Chowk, Delhi; 18,. Indu Thakur daughter of Ramesh Thakur, resident of 408 G-13 Paschim Vihar, Delhi, 19. Sapna alias Babita wife of Vinay, resident of A/18 Om Vihar, Uttam Nagar, Delhi; 20 Shruti Verma daughter of Manoj Kumar, resident of C-114 Jeevan Vihar, Uttam Nagar, Delhi. During interrogation, Akshay Arora stated that he and Rahul Munjal were working as supervisors in the said call centre and that the real owner of the call centre is Ashish Gaba, resident of Janakpuri, Delhi, and all the other boys and girls were working as callers. Each person was paid approximately Rs. 45,000 per month along with 3% to 5% commission.”

3. As per the further investigation, all the accused, in association with each other, acted as technical support personnel and received calls through a toll-free number (TFN No. 1889568881) via the MicroSIP application. They impersonated employees of Microsoft under the pretext of providing technical support and induced customers to install remote access applications on their computers or other electronic devices, thereby gaining remote access to such devices.

Thereafter, they conducted purported scanning processes to make customers believe that they were interacting with genuine Microsoft employees operating from a legitimate call centre. In this manner, they succeeded in obtaining sensitive information, including email IDs and bank account details. Thus, foreign nationals were, in general, cheated by the operation of such a call centre.



CRM-M-18806-2026

4

In the status report dated 04.05.2026 filed by the respondent/State, role of the petitioner, Babita Kumar, has been highlighted in paragraph No. 8, which reads as under:

“8. The role of petitioner Babita @ Sapna is as follows: The investigation conducted so far clearly establishes the role of accused Babita Kumari in the operation of the illegal call centre being run at Plot No. 394, Phase-4, Sector-57, HSIIDC, Kundli, wherein she was actively working as a caller under the directions of co-accused Ashish Gaba. She was involved in impersonating as a technical support executive of Microsoft and used to attend calls from foreign nationals, particularly from the USA, through Micro SIP applications, and induced them to install remote access software on their electronic devices on the pretext of providing technical assistance. By gaining such unauthorized access, she participated in extracting sensitive information including email IDs and banking details of the victims, which was subsequently shared with the main accused Ashish Gaba through digital platforms such as Telegram for the purpose of committing financial fraud. Her involvement is further corroborated by her own disclosure statement, the recovery of electronic devices from the spot, technical evidence including call records and Micro SIP data, and the overall modus operandi of the racket. It is pertinent to mention that the accused Babita Kumari was apprehended on the spot along with other co-accused persons during the raid at the said illegal call centre, thereby directly Connecting her with the commission of the offence .”

4. Learned counsel for the petitioner submits that as per the allegations, petitioner was working as a caller under the directions of co-accused Ashish Gaba and was allegedly involved in impersonating a

**CRM-M-18806-2026****5**

technical support executive of Microsoft. It is further submitted that the petitioner used to attend calls from foreign nationals, particularly from the USA, through the MicroSIP application and induced them to install remote access software on their electronic devices on the pretext of providing technical assistance. For the said work, the petitioner was being paid a monthly salary of Rs. 45,000/- along with a commission of 3% to 5%.

Learned counsel for the petitioner further submits that the petitioner is in custody since 20.02.2026, investigation qua the petitioner is already complete, and challan stands filed, and no further recovery is to be effected from the petitioner. Thus, he prays for the grant of regular bail to the petitioner.

5. Learned State counsel further submits that main accused, Ashish Gaba, is yet to be arrested and, therefore, the release of the petitioner on bail may hamper the investigation qua him. However, it is not disputed that the investigation qua the petitioner has already been completed and that the challan stands presented. Petitioner is in custody since 20.02.2026.

6. I have heard learned counsel for the parties and perused the paper-book alongwith the appended documents including status report.

7. Despite queries put to the Investigating Officer as well as learned State counsel, it could not be clarified before this Court as to who has actually suffered any loss, nor whether any complaint in this regard has been received by the police.

**CRM-M-18806-2026****6**

However, learned State counsel submits that material in the nature of a gazette recovered from the raided premises/call centre has been sent to the FSL, and the alleged fraud committed by the accused can be ascertained upon receipt of the FSL report.

Since nothing further is to be recovered from the possession of the petitioner, and neither the alleged loss, if any, suffered by any person nor any complaint by a purported victim has been placed before this Court, this Court does not find any substantial reason to deny the concession of bail to the petitioner. In these circumstances, and without commenting on the merits of the case, this Court is of the opinion that no useful purpose would be served by keeping the petitioner in custody any longer. Present petition is allowed. Petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/Illaq Magistrate/ Duty Magistrate concerned, if not required in any other case.

8. Any of the discussion done and recorded hereabove, shall not be construed as an expression of opinion on the facts of the case. Therefore, trial Court is expected to decide the case by taking an independent view, on the basis of evidence available on record, as expeditiously as possible in accordance with law.

9. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

05.05.2026***Rashmi***

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