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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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Decided on :17.03.2026

Mohit

. . . Petitioner(s)

Versus

State of Haryana

. . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Aditya Sanghi, Advocate and
Mr. Shivam Jindal, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

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SANJAY VASHISTH, J. (Oral)

1. Present Second petition has been filed under Section 483 of BNSS, seeking regular bail in case FIR No.21 dated 29.10.2024, under Section 318(4) of BNS, registered at Cyber Police Station Narnaul, District Mahendergarh, Haryana.

2. After hearing learned counsel for the petitioner on 12.01.2026, the following was recorded:

“1. Present petition has been filed by the petitioner, seeking grant of regular bail, in case, FIR No.21, dated 29.10.2024, under Sections 318(4) of BNS, 2023, registered at Police Station Cyber Narnaul, District Mahendergarh.

2. Learned counsel for the petitioner submits that, admittedly, offences in the present case are triable by the Court of learned Magistrate and, in ordinary



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course, the maximum punishment that can be awarded by a Magistrate is three years.

3. *It is further submitted that petitioner has already undergone incarceration for a period of one year and two months, as he has been in judicial custody since 29.10.2024.*

4. *Learned counsel further informs that out of total 22 prosecution witnesses, 11 have already been examined and 2 have been given up. Thus, nearly half of the prosecution witnesses are yet to be examined.*

5. *Learned counsel for the petitioner has highlighted that although the prosecution alleges that a huge amount to the tune of Rs.1,14,43,326/- was credited in certain bank accounts/passbooks allegedly recovered from the possession of the petitioner, yet there is no material on record to indicate where the said amount is presently lying or whether it has been withdrawn by the petitioner or by any other person. It is, therefore, contended that investigation appears to be incomplete.*

6. *To seek clarification in this regard from learned State counsel, the matter is adjourned to 17.04.2026.*

7. *Meanwhile, petitioner namely Mohit is ordered to be released on interim bail **till the next date of hearing**, subject to his furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.”*

3. Answering the question posed in the previous order, learned State counsel refers to paragraphs 6 and 7 of status report and submits

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that 33 ATM cards, 28 bank passbooks, and 12 cheque books were recovered from the possession of the petitioner. It is further submitted that several other cases are registered against the petitioner.

4. To this, Mr. Aditya Sanghi, Advocate, clarifies that the ATM cards, passbooks, and cheque books pertain to other eight FIRs (mentioned in paragrap No. 7 of status report) and that petitioner is not an accused in any other case, including those referred to in the status report.

5. I have heard learned counsel for the parties and perused the paper-book along with the documents appended thereto.

6. Despite being granted the opportunity and being specifically asked during the hearing, learned State counsel, assisted by Investigating officer, has failed to provide a satisfactory explanation as to how the alleged amount could have been transferred to any other account, except offering the vague statement that it may have been siphoned to some other account through cryptocurrency, i.e., via USDT.

7. It appears that the police officials/investigating officers in such cases are either incompetent or constrained due to a lack of awareness/knowledge regarding fraudulent activities and the methods employed by cybercriminals in the present era.

Law makers and the administration of the country need to look into these grey areas to avoid any further loss to the economy, which belongs to the nation and its citizens. While the administration needs to address these issues, courts alone are also limited in effectiveness unless adequate regulatory laws are in place.

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8. In view of the foregoing, prayer made in the present petition is allowed. Interim bail granted to the petitioner vide order dated 12.01.2026 passed by this Court is hereby made absolute. Petitioner is ordered to be released on bail upon furnishing **fresh** bail/surety bonds to the satisfaction of the learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

9. 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.

10. Petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

17.03.2026***Rashmi***

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No