



schemes. Trusting the words of Mohit and Suraj, the complainant and Sachin opened accounts in the Axis Bank but after doing so, Mohit and Suraj did not give them their passbooks, cheque books, ATM etc. After some days, the bank officials visited their houses and made inquiries, thereby revealing that huge transactions were taking place in their accounts. Since the complainant and Sachin were completely unaware about all this, they suspected that their accounts were being used for cyber fraud. So, the complaint in question was made to take action against aforesaid Mohit and Suraj.

During investigation, it came to the notice of the police that after opening of accounts by different people, the aforesaid Mohit and Suraj used to sell the documents of account holder to the co-accused Narender (present petitioner) in lieu of commission of Rs.5,000/- each. In this way, bank credentials of account holders like complainant were used to transfer huge amounts from cyber fraud.

Learned counsel for petitioner contended that though the petitioner was named in the FIR, but no wrongful loss has been suffered by anyone which may prove commission of offence against the petitioner. As per the allegations, the petitioner and his co-accused Mohit had allured the complainant to open bank account, by misrepresenting that he would receive money in his account under various schemes of Government. However, nothing concrete has come on record to prove the said version of the complainant and involvement of the petitioner in the offence in question. Learned counsel has further urged that co-accused Mohit, against whom same allegations have been levelled, has already been granted regular bail

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vide order dated 20.06.2025, passed by the Court of learned Additional Sessions Judge, Sirsa. The petitioner is in custody since 05.03.2025. Challan has already been presented and trial of the case is likely to take time. Therefore, it has been prayed that the petitioner be granted concession of regular bail.

Status Report has already been filed on behalf of respondent – State and Custody Certificate dated 05.08.2025, filed today in Court, is taken on record.

Learned State counsel, while referring to the Status Report, has opposed the bail petition while contending that it was the petitioner, who, in connivance with other co-accused, allured the complainant to open the bank account stating that the money would be received under Government scheme(s), while keeping his pass-book, cheque-book, ATM etc. with them and misusing them later. So, keeping in view the mala fide intentions of petitioner to grab the money by easy methods of fraud, without even bothering about the troubles, that would have to be faced by the account-holders, he does not deserve the concession of bail.

I have heard the learned counsel for the parties and have also gone through the case file.

As per the record of the case, except the disclosure statement, no material has been placed on record to connect the petitioner with the alleged crime. As per the Custody Certificate dated 05.08.2025, which has been placed on record, the petitioner has already undergone custody of 05 months and 01 day. Trial of the case is going on. Challan has already been presented and conclusion of the trial is likely to take some time. So, no



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useful purpose would be served by further detaining the petitioner behind the bars.

Accordingly, the present petition is allowed and the petitioner is ordered to be admitted on regular bail, on furnishing adequate bail bonds and surety bonds, to the satisfaction of concerned learned Trial Judge/Chief Judicial Magistrate/Duty Magistrate.

However, nothing observed herein above shall be construed to be an expression of opinion on the merits of the case. The observations recorded above are only for the purpose of deciding the present bail petition.

Pending application(s), if any, shall stand disposed of along with the present petition.

August 11, 2025

monika

**(SUKHVINDER KAUR)
JUDGE**

<i>Whether speaking/reasoned ?</i>	<i>Yes/No.</i>
<i>Whether reportable ?</i>	<i>Yes/No.</i>