

IN THE COURT OF SPECIAL JUDGE:
PC ACT (CBI) - 04, ROUSE AVENUE DISTRICT COURTS,
NEW DELHI

Bail Matter No. 62/2026

CBI Vs. KOMAL KUMAR @ JIMMY S/o Ram Saroop
(applicant/accused)

RC 221/2025/E0006/EO-III/ND dated 16.05.2025

U/s 61(2), 318(4), 319 (2), 308 BNS, Section 120B/420/419/384
IPC and Section 66C, 66D, 66 r/w 43 IT Act 2000

17.03.2026

Present : Sh. Keshav Sethi and Sh. Divyam Gaur, Advocate,
Ld. Counsel for the applicant/accused Komal
Kumar @ Jimmy

Sh. Hari Mohan, Ld.Sr. Public Prosecutor for CBI/
non-applicant.

IO/Inspector Tarun Gaur, CBI, EO-III, New Delhi.

This is an application under **Section 483 BNSS
2023** (Section 439 Cr.PC) already preferred on behalf of
applicant **seeking interim bail**.

Reply is filed by CBI to the aforesaid application.

Copy supplied.

Arguments are also heard.

ORDER

1. It is, inter alia, pleaded on behalf of applicant that the
applicant herein was arrested in the present case on 20.07.2025.
He alongwith one Amit Singh Bhadoria are alleged to be the

partners of the Call Centre named “M/s Tekku Samurai” which was allegedly involved in cyber-enabled fraud scheme targeting victims in Japan, on the basis of FIR registered on 16.05.2025. During the investigation, co-accused Rohit Maurya, Kapil Gakhar were arrested on 28.05.2025 while Shubham Jaiswal, Vivek Raj and Adarsh Kumar who were working as caller/Tech persons in the said call centre in Varanasi, were already arrested.

1.1 It is further pleaded that none of the Japanese victim has lodged any complaint nor they are witness in the present case. The chargesheet in the present case is already filed on 17.09.2025. Further, it is pleaded that the offences with which the applicant herein has been charged are punishable upto seven years. The co-accused persons namely Kapil Gakhar Shubham Jaiswal, Rohit Maurya, Ashu Singh and Adarsh Kumar have already been granted bail in the present case.

1.2 The applicant herein is only seeking interim bail on the ground of his wife namely Harjeet Kaur, resident of Gurugram (Haryana), who is diagnosed with disc prolapsed. She has been advised surgery which is scheduled for 20.03.2026 and the admission in the hospital will take place on 19.03.2026. The relevant documents in this regard are annexed with the application. It is further pleaded that the surgery of his wife was earlier scheduled, but could not be performed for the reason that on one occasion of non-availability of doctor on 26.01.2026

being the National Holiday and on another occasion, she was diagnosed to be having acute gastritis etc.

1.3 It is also pleaded that the accused/applicant is already in custody since 20.07.2025, investigation qua him is already complete and the chargesheet too has been filed. **His regular bail application has been dismissed on merits by the Hon'ble Delhi High Court.**

1.4 It is further pleaded that the applicant was granted interim bail by the Court vide order dated 03.01.2026 which he never misused and surrendered as per the directions. However, his latest application seeking interim bail was dismissed by Ld. ACJM on vague grounds vide order dated 21.02.2026.

1.5 It is further pleaded that his wife has now developed further complications and is having difficulty in walking. The medical documents in this regard are annexed with the application. It is further pleaded that the applicant is the only adult responsible member in the family to take care of his wife and his minor child aged about 2 years. During this period, he needs to look after his wife as well as the said minor child. He has to arrange the funds for the treatment of his wife. Hence, prayer is made for grant of interim bail to applicant for a period of six weeks.

2. In support of his pleas taken , Ld. Counsel for the accused/applicant herein further argued that he is seeking interim

bail only on the ground of serious medical condition of the wife of the applicant. It is further argued that it has already come on record as recorded in previous order of Ld. ACJM dated 03.01.2026 that the applicant herein and his wife has a minor son who is aged about 2 years and there is no one in the family to take care of the wife as their marriage is a love marriage.

2.1 Further, it is argued that on the previous occasions, the surgery of his wife for *disc prolapse* could not performed on account of non-availability of the doctor on 26.01.2026 which was a national holiday and on another occasion, his wife was diagnosed with *acute gastritis* etc.

2.2 It is further argued that the possibility of the accused/applicant absconding from the process of law is also rebutted by the record itself as on previous two occasions, when the applicant was admitted to interim bail, he surrendered in time and obeyed with all the terms and conditions of the said interim bail orders.

2.3 Ld. Counsel relied upon orders passed by Hon'ble Delhi High Court in case titled **Shahjad V. State of NCT of Delhi & Anr, Bail Application No. 2748/2025 dated 18.02.2026 and Bablu Mathur V. State of NCT of Delhi, Bail Application No. 4326/2024 Dated 24.11.2025.**

3. *Per contra*, in the reply filed by the CBI, it is pleaded that present RC 221/2025/E0006/EO-III/ND was registered on 16.05.2025, U/s 61(2), 318(4), 319 (2), 308 BNS, Section 120B/420/419/384 IPC and Section 66C, 66D, 66 r/w 43 IT Act 2000 on the basis of source information. As per the said information, a group of individuals based in India were operating a sophisticated cyber-enabled fraud scheme, primarily from Delhi and few other locations, targeting individuals or victims in Japan. The perpetrators were engaged in technical support scams by displaying fake virus alerts and phishing prompts on the computer screens of unsuspecting users. These pop-ups, which are hosted on malicious URLs (primarily using Microsoft Azure servers), induce fear by falsely claiming that the victims' systems were infected and instructed them to call a specified phone number. Subsequently the victims were cheated by the fraud callers/agents and owners of the call centre.

3.1 During the investigation, Komal Kumar @Jimmy (accused/applicant) was arrested on 20.07.2025. The supplementary chargesheet against (accused/applicant herein) was filed u/s Section 120B r/w 419, 420, 379, 384, 465 IPC and equivalent provisions of BNS r/w 241 of BNS; Section 84C r/w 66C, 66D, 66 r/w 43 of IT Act and substantive offences thereof. The firm M/s Tekku Samurai has also been chargesheeted u/s 75 and 85 r/w 66C, 66D, 66 r/w 43 of IT Act, 2000.

3.2 It is further pleaded that the bail petitions/applications of applicant accused Komal Kumar was dismissed by the Sessions Court on 26.09.2025 and 17.12.2025.

3.3 In parawise reply, it is pleaded by CBI that the victims in the present case have filed complaints with Japanese police of NPA and efforts are being made to contact them through the process of MLAT/Interpol. The CBI has further received copy of multiple complaints filed by Japanese victims. Other co-accused and Partner namely Amit Singh Bhadoria is still absconding.

3.4 It further pleaded that the role of accused/applicant herein is much bigger in comparison to accused Kapil Gakhar who was the recipient of proceeds of crime. **The applicant herein was a partner in fraud firm named M/s Tekku Samurai. The applicant herein remained in hiding in Nepal for two months and was arrested by CBI while trying to flee to UAE. He destroyed his mobile device/SIM cards in Nepal and destroyed one mobile phone in washroom of Immigration Office.**

3.5 It is further pleaded that the applicant has repeatedly filed interim bail application and its extensions and yet not been able to get the surgery of his wife done. He has deliberately delayed the surgery process in order to come out of the judicial custody again and again. He has also not disclosed that the expenses of his wife surgery are not covered under any medical insurance taken by them. Further, he is a frequent flyer to

foreign countries. His regular bail application too has been dismissed by the Hon'ble Delhi High Court vide order dated 02.02.2026. Thus, there is high likelihood that the applicant would abscond again and destroy the evidences or influence the witnesses and co-accused persons who are on bail. The present case relates to evidences in digital form and the accused/applicant may destroy or tamper with the same if granted interim bail.

3.6 Other pleas have been denied parawise by the CBI. The prayer is made for dismissal of the application.

4. Ld. Sr. PP for CBI assisted by I.O has vehemently opposed the present application by arguing that already in view of the seriousness of the allegations, the application seeking regular bail for applicant has been dismissed by Hon'ble Delhi High Court vide order dated 02.02.2026.

4.1 It is further argued that the applicant is the one of the main accused who was at the helm of affair of M/s Tekku Samurai being its partner and is beneficiary for fraud amount of Rs.14.7 crores. The grounds which are pleaded in the present application have already been considered twice by the Ld. Trial Court, but despite that the wife of the applicant failed to get herself operated for frivolous reasons.

5. Heard and considered.

6. The sole ground on which the present application has been preferred by the applicant is the medical condition of his wife who has been advised surgery for *disc prolapse*. The reliance is placed upon advice dated 09.03.2026 of Dr. Vikas Gupta of IBS Hospital, Lajpat Nagar, Delhi wherein she has been advised for admission for surgery on 19.03.2026 and surgery being scheduled on 20.03.2026.

6.1 However, the record reflects that on previous two occasions, the applicant was admitted to interim bail for two weeks vide order dated 03.01.2026 and for a period of one week vide order dated 22.01.2026 for the very same purpose. The accused remained out of the jail till 29.01.2026. On both the said occasions, the surgery of his wife could not be performed. The said fact has been duly considered by the Ld. ACJM in the latest order dated 21.02.2026. The para-11 of the said order is reproduced hereunder for the sake of convenience:

“11. The Court is mindful of the fact that the minor child is of tender age. However, these circumstances existed at the time of earlier grant of interim bail as well. The Court had then expected that the accused would utilize the liberty granted to him, meaningfully; to make appropriate arrangements. The medical condition of the applicant's wife was known and subsisting, when the earlier applications for grant of interim bail was allowed. Moreover, it was already on record that the appointment of the applicant's wife was scheduled on 26.01.2026, which is a National Holiday. In such circumstances, if interim bail is granted on each occasion, when a medical appointment and surgery date is fixed or altered or postponed or re-scheduled, the temporary concession granted to the applicant would effectively assume the character of a recurring

nature, which is not permissible and would defeat the very purpose of interim bail.”

7. It is, thus, apparent from the record that the reasons given earlier for not performing of the surgery of wife of the applicant appears to be lame excuse. No worthwhile explanation is furnished in this regard.

The record also reflects that originally while getting the MRI Lumbosacral Spine done in December 2025 , the wife of the applicant was referred by MAX Hospital. Thereafter, as per the order, she got her treatment shifted to another hospital PSRI Hospital and now again shift in the treatment has been taken place to IBS Hospital, Lajpat Nagar, New Delhi. The said shift is unexplained by the applicant .

8. In view of the above, no ground is made for grant of interim bail to accused/applicant herein. Therefore, the application preferred by the application **under Section 483 BNSS 2023 (Section 439 Cr.PC) seeking interim bail stands dismissed.**

The reliance placed by the Ld. Counsel for accused upon the aforesaid two bail orders of Hon’ble Delhi High Court are not applicable in the present case being distinguishable on facts.

A copy of the order be given dasti to the Ld. Counsel for the applicant as well as CBI.

A copy of the order be also sent to Jail Superintendent concerned.

(GAGANDEEP SINGH)
Special Judge, PC Act, CBI-04
RADC, New Delhi: 17.03.2026