

BAIL MATTERS 486/2026
THE STATE Vs. RATHNA SWAMY M
FIR no. 17/2025
PS Cyber Cell

02.07.2026

Present: Sh. Abhishek Pandey, Ld. Addl. PP for the State.
Ld. counsel for the accused/applicant, through VC.
Ld. proxy counsel for the applicant/accused (in person).
IO SI Vineet Pratap Singh joined through VC.

1. This is the bail application filed on behalf of the applicant/accused Rathna Swamy M.

2. It is submitted by Ld. counsel for applicant that charge sheet is already filed, co-accused are on bail. Applicant is 25 year old boy who is working. His account is misused. He has not received any part of the amount which was credited in his account.

3. Further, grounds of arrest were not supplied to the accused. There is no recovery from him, he has not criminal antecedents. Further, he had given his bank details to an acquaintance but he was not aware that bank account shall be misused. Hence, bail is prayed.

4. It is stated by Ld. Addl. PP that on interrogation, he has stated that he had given his account details to his

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acquaintance for Rs. 5000/-, which shows his *mala fide* intention. It is not permissible to sell or lend a bank account. IO submits there are six different complaints from different states where this account is involved. He submits that complainant lost Rs. 31.45 lakhs out of which approximate Rs. 2.5 lakhs was credited in this account. This is the first link in money trail, none of the amount of complainant could be recovered.

5. I have heard both the sides and gone through the record.

6. As far as grounds of arrest are concerned, they are mentioned in first order of remand dt. 16.04.2026. It is mentioned that grounds of arrest were supplied to accused.

7. Complainant had lost Rs. 31.45 lakhs by cyber fraud. Part of the money was credited in this account which belongs to applicant. An account cannot be opened now a days without Aadhar Card and thumb impression which implies physical presence of accused was required and he was present at the time of opening of account.

8. This account is first link in tracing money trail. It is the defence of accused that he received no money from this account or that he had lend it for money to his acquaintance, which he has to prove in due course. Further, the bail is granted to co-accused on the basis of their role in offence and evidence

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against them.

9. In view of the fact that part money was credited in his bank account which stands in the name of applicant and that there are six complaints against this bank account, details of which are in TCR, this Court is not inclined to grant bail, hence the same is hereby **dismissed**.

10. Application stands disposed off accordingly.

11. Copy of this order be given dasti.

(Twinkle Wadhwa)
ASJ-02(NE)/ KKD/Delhi
02.07.2026