



In the Court of Sh. Ashish Kumar Sharma,
Addl. Sessions Judge, Bhiwani. (UID No. HR00266)

CNR No. : HRBH010088172026
CIS No. : BA-1268-2026
Date of Institution : 20.07.2026
Date of Order : 27.07.2026

Gopal Agarwal, aged about 23 years son of Sh. Chandra Mohan Agarwal,
resident of House No. 59/41 Birhan Road, Kanpur Nagar, Kanpur Uttar
Pradesh (Now confined in District Jail, Bhiwani)

....Applicant

Versus

State of Haryana.

....Respondent

Case FIR No. : 03 dated 03.01.2026
Under Sections : 318(4), 61(2) of BNS
Police Station : Cyber Crime Bhiwani.

**Application under Section 483 of the Bharatiya Nagarik
Suraksha Sanhita, 2023 (B.N.S.S.) for grant of regular bail.**

Present: Sh. Narender Kantiwal, Dy. Chief LADCS, Advocate for
applicant-accused.
Sh. Atam Parkash, Public Prosecutor for State-respondent.

ORDER:

The present order shall dispose of the bail application under
Section 483 of BNSS, 2023 moved on behalf of applicant-accused
through his counsel.

02. In nutshell, the brief facts of the prosecution's are that the
present case was registered on the complaint of the complainant Naveen,
son of Roshan Lal, resident of Dang Kalan, Police Station Tosham,

Gopal Agarwal Versus The State of Haryana

2

HRBH010088172026

BA-1268-2026

District Bhiwani. On 02.11.2025, he was given a task on Telegram in the name of investment to like and share videos. They told him that the more likes and shares he make, the more profit he will earn. They sent him some photos and videos on Telegram, which he liked and shared, on which they deposited ₹ 855/- of profit in his bank account no. 80211900045811. Then after that they sent him another link which had some photos and videos which he liked and shared and told him that he would get the profit money later but did not return his money and said that he should complete three more tasks then he would get all his money back. Then he completed the tasks given by them but they said that these tasks would have to be completed again and in return they made him deposit ₹ 2000/- on their QR code. But still his money was not returned and by doing so, they made him deposit a total of ₹ 123,350/- from his account no. 8021190 (045811 and 06271000108330) through different transactions one after the other. After that he realized that he have been cyber frauded. And in this regard he called 1930 and lodged an online complaint. He prayed to take legal action against the culprits.

03. On such complaint, FIR was lodged and investigation of the matter was commenced.

Submissions on behalf of the applicant-

04. In support of the grounds raised in the bail application, learned counsel for the applicant has submitted that the allegations against

Gopal Agarwal Versus The State of Haryana

3

HRBH010088172026

BA-1268-2026

the applicant that he providing his bank account to be use in the cyber fraud, are totally false, imaginary and concocted. The applicant has been falsely implicated in this case. No recovery has been effected from the applicant. The alleged recovery shown during the police custody by the Police is false and manipulated in order to justify false involvement of the applicant. There has been no chatting of the applicant with the complainant regarding giving of a task on Telegram in the name of investment to like and share videos. The offences in this case are triable by the Ld. Court of Judicial Magistrate. The final-report has been filed by the Investigating Agency before Ld. Trial Court. Co-accused namely Ashish Chaturvedi has already been admitted concession of regular bail *vide* order dated 25.05.2026 passed by the court of Ms. Harjot Kaur, Ld. JMIC, Bhiwani. The applicant-accused is in custody since 23.03.2026. He is no more required for further investigation and no fruitful purpose would be served by further keeping the applicant/accused behind the bars. With these submissions, he has prayed for allowing the application and granting concession of bail to the applicant, subject to such conditions, as the Court may deem fit.

Submissions on behalf of the respondent-State-

05. In response, reply to the bail application has been filed by the Investigating Officer, which has been duly forwarded by the learned Public Prosecutor for State. The submissions of the learned counsel for

the applicant-accused have been opposed by the learned Public Prosecutor on the ground that the applicant-accused has been found involved in the commission of serious offence. If concession of bail is granted, then the chances of the absconding of applicant and tempering with the witnesses cannot be ruled out. Hence, request to dismiss the application has been made.

06. I have heard the submissions advanced by Sh. Narender Kantiwal, Dy. Chief LADCS, learned counsel for the applicant and Shri Parveen Kumar, learned Public Prosecutor for the State and have gone through the file very carefully.

Analysis-

07. The case in hand, pertains to the offences under Sections 318(4), 61(2) of BNS. As per record, the final report in the present case has been filed before the Ld. Trial Court. Co-accused namely Ashish Chaturvedi has already been admitted concession of regular bail *vide* order dated 25.05.2026 passed by the court of Ms. Harjot Kaur, Ld. JMIC, Bhiwani as the complainant has not opposed the bail application on account of compromise with the accused Ashish Chaturvedi.

08. The learned counsel for the applicant has stated at bar that the complainant has been fully reimbursed regarding the alleged loss by the co-accused Ashish Chaturvedi and hence bail application of co-accused Ashish was not opposed by the complainant. In this scenario, the

allegations against the applicant appear to be on a lesser footing, as compared to co-accused Ashish Chaturvedi. Apparently, the offences under consideration are triable by the court of Ld. Judicial Magistrate. The applicant is in custody in this case since 23.03.2026. He has suffered sufficient incarceration in jail. Trial will take a sufficient long time. No custodial interrogation of the applicant-accused is pending. As such, no useful purpose will be served by detaining the accused in custody any more.

09. In view of the aforesaid discussion, this Court arrives at an opinion that it is a fit case to grant concession of the bail to the applicant-accused. Accordingly, application is hereby allowed. The applicant/accused is admitted to bail subject to the following conditions:-

- i) *The applicant shall furnish bail bond in the sum of ₹1,00,000/- with one surety in the like amount to the satisfaction of Id. Area/Duty Magistrate/Trial Court;*
- ii) *That the applicant/accused shall not get involved in similar type of offence, during the period he is bail on this case;*
- iii) *That the applicant/accused shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to the Court or any police officials;*
- iv) *That the applicant/accused shall not leave India without the previous permission of the Court;*
- v) *The applicant/accused shall provide his latest as well as permanent address alongwith mobile number and email address, if any, to the court. The applicant shall also inform the court about the change of address, mobile number and email address within a week from such change.*

10. *Nothing expressed herein will effect the case on merits*

Gopal Agarwal Versus The State of Haryana

6

HRBH010088172026

BA-1268-2026

during trial.

11. Papers be tagged with the main case file or consigned to the records, as the case may be. A copy of this order be also forwarded to the Superintendent of concerned Jail, where the applicant is lodged, for information and necessary compliance, if any.

**Pronounced in open Court
Dated: 27.07.2026**

**(Ashish Kumar Sharma)
Additional Sessions Judge, Bhiwani
(UID No.HR00266)**

Note:- All (6) pages of this order have been checked and signed by me.

**(Ashish Kumar Sharma)
Additional Sessions Judge, Bhiwani
(UID No.HR00266)**

Rajesh Kumar,
Stenographer-III

**(Ashish Kumar Sharma)
ASJ, Bhiwani (HR00266)
Dated: 27.07.2026**