IN THE COURT OF NISHANT,
ADDITIONAL SESSIONS JUDGE, GURUGRAM
(UID No. HR0216)

Case type	Bail application.
Date of Institution	17.10.2026
CNR Number.	HRGR01-018166-2026
CIS Number	BA-9119-2026
Date of Order	**27.10.2026**

Sajid Asgar, aged 33 y ears, S/o Najakat Ali, R/o BL-J16, Rahuk Garuha Sanstha Koregaon Park, Lane C, Pune City, P.O. Pune, District Pune, Maharashtra.

...Applicant-accused.

Versus

State of Haryana.

...Respondent.

F.I.R. No.	:	99 dated 25.03.2026
Under Section(s)	:	318 (4), 61 (2) and 241 of BNS.
Police Station	:	Cyber Crime, West, Gurugram

APPLICATION FOR BAIL UNDER SECTION 483 OF BHARTIYA NAGRIK SURAKSHA SANHITA

Present: Shri Deepak Gupta, counsel for applicant-accused.
Dr. Raj Kumar, Public Prosecutor for the State.

ORDER

This Order shall dispose of an application for grant of regular bail under Section 483 of BNSS filed by applicant-accused Sajid Asgar hereinafter to be referred as applicant).

2. Facts relevant for the disposal of present bail application are that on 25.03.2026, the complainant moved a complaint alleging that he

was into the business of selling and purchasing cars. His friend Rohit told him regarding an Innova Car. Rohit contacted the car owner through whatsapp and the deal was finalized. The car owner got the advance amount transferred in his account no. 60567265579, IFSC Code MAHB0000365. In three transactions, Rs.11,000/-, Rs.40,000/- and Rs.91,800/- were transferred to the account of the car owner. Thereafter, the car owner switched off the phone and did not deliver the car. He filed a complaint on-line cyber portal. The car owner was Jatin. He pleaded for appropriate action against the culprits and for recovery of amount.

Upon this information, the formal FIR was registered and investigation was commenced. During investigation, bank account records were obtained. It was revealed that the bank account holder was one Neha Nand Kishore. Whatsapp record was obtained from Meta. After examination of IP address, mobile no. 8793192110 was obtained. It was running in the name of one Sajid Asgar, resident of Kore Gaon, Pune, Maharashtra. CAF ID of whatsapp calling no. 9990036495 was obtained and it was in the name of accused Sandeep Singh. Sandeep Singh was joined in the investigation. He revealed that he had given his mobile SIM to his friend Sajid Asgar and Aarif Khan for a commission, to be used in cyber fraud. Accused Sajid Asgar was arrested on 20.07.2026 and he got recovered the mobile phone used in the commission of the offence. Co-accused Aarif Khan was also arrested on the same day. He revealed that he with the assistance of Sajid and Sandeep had uploaded an

advertisement for sale of Innova Car on OLX. In March 2026, one person named Dharmarsh expressed his desire to purchase the car. He received the token money in the bank account of online Roulette Game. Thereafter, they had played the game. Some money had been transferred to SBI account of Sandeep which he had withdrawn and given to him. He had paid Rs.50,000/- to Sajid and Rs.15,000/- to Sandeep. Aarif allegedly had destroyed the mobile phone and SIM used in commission of the offence. Section 66D of IT Act was incorporated in the FIR. After completion of the investigation, challan was submitted on 14.09.2026.

3. Learned counsel for the applicant has submitted that the applicant has been falsely implicated in the present case. He has no concern with the allegations levelled by the complainant. No recovery was to be effected from him. He is in judicial custody since 21.07.2026. He is innocent. He is not having any criminal antecedents. He is a permanent resident of the given address. There are no chances of his absconding. He shall abide by the terms and conditions to be imposed by this Court. He prayed that the bail application may be allowed. The application is supported by affidavit that no other bail application is pending in this matter.

4. Ld. PP for the State assisted by IO filed a written reply contesting the bail application on the ground that the accused was a part of larger syndicate operating to defraud gullible individuals. The money so received is also transferred frequently through various accounts so as to

delete the money trail and distract the investigating agencies. He opposed the bail application and prayed that the same may be dismissed.

5. I have heard arguments advanced by the learned counsel for the applicant and the learned Public Prosecutor for the State, assisted by Investigating Officer.

6. The allegations against the applicant are that co-accused Sandeep had given his mobile SIM to accused Aarif and Sajid for commission of cyber fraud. As per the investigation, the said SIM was used by Sajid and Aarif in Goa for commission of cyber fraud. As per the prosecution, the real offence was committed by Sajid and Aarif. Cyber frauds are increasing day by day and have become real headache for the society. The fraudsters have diminished the credibility of actual on-line business holders. They have been preying on the Indian digital economy like termites and are required to be dealt with an iron hand. In such type of digital frauds, it has generally been seen that the transactions are made frequently through several bank accounts in order to mislead and distract the investigating agencies. Considering the facts and circumstances of the present case, this Court is of the considered view that it is a matter of trial if the applicant was the king pin of the syndicate or was a mere pawn. This court is thus, not inclined to extend the concession of regular bail to the applicant at this stage. The application stands dismissed.

7. Nothing recorded herein above shall be construed to be an expression of opinion on the merits of the case.

(Nishant)
ASJ, Gurugram (UID : HR0216)
27.10.2026

File be consigned to records after due compliance.

Pronounced in open Court.
27.10.2026
Neeru

(Nishant)
Additional Sessions Judge,
Gurugram. (UID No.HR0216)

NOTE :- Certified that all the five pages of this Order have been checked and signed by me.

(Nishant)
Additional Sessions Judge,
Gurugram.(UID No.HR0216)

(Nishant)
ASJ, Gurugram (UID : HR0216)
27.10.2026

Present: Shri Deepak Gupta, counsel for applicant-accused.
Dr. Raj Kumar, Public Prosecutor for the State.

Reply to bail application filed. Arguments heard on the bail application. Vide my separate detailed order of even date, application has been dismissed. File be consigned to records after due compliance.

Pronounced in open Court.
27.10.2026
Neeru

(Nishant)
Additional Sessions Judge,
Gurugram. (UID No.HR0216)

(Nishant)
ASJ, Gurugram (UID : HR0216)
27.10.2026