

**IN THE COURT OF DR. PANKAJ SHARMA :
VACATION JUDGE/ DISTRICT JUDGE-02 /WAQF
TRIBUNAL :
PATIALA HOUSE COURTS : NEW DELHI**

**Bail Application No. 1081/26
FIR no. 30/2026
P.S Cyber New Delhi
State Vs. Liton Bera**

24.06.2026

Present : Sh. Ajay Kumar Aggarwal, Ld. Addl. PP for the
State.
Sh. Jitender Ratta, Ld. Counsel for
applicant/accused
IO/ Jitender Kumar in person.

Reply filed.

Ld. Counsel for applicant/accused has submitted that there is no financial transaction linked to the accused and against the main accused, chargesheet has already been filed. He has been implicated in the present case on the disclosure statement of co-accused. It is submitted that status report filed by the IO is contradictory regarding magnitude of cheated amount and no notice has been issued by the IO of the accused to join the investigation.

It is submitted that applicant/accused is a law abiding citizen. It is further averred that the present FIR was registered on 12.03.2026 at Cyber Police Station, South West District, Delhi U/s 318(4) of the BNS, 2023. It is further averred that present FIR was registered on the complaint of Kamal Kishore Sahu s/o Jogeshwar Sahu alleging that he has been cheated in an online dating portal.

:2:

It is further averred that applicant/accused has been falsely implicated in the present case and he has nothing to do with the alleged offence. It is further averred that a bare perusal of the FIR it appears that the applicant/accused has not even been named in the same and even otherwise there are no allegations of forgery against the applicant/accused herein the present FIR.

It is further submitted that on 16.03.2026 police raided a call centre which the applicant has no relation neither as an owner nor an employee and applicant/accused was not present at the said place, where a raid was conducted by the police official. It is further submitted that applicant was unable to join the investigation as 2 years and 8 months old daughter namely baby Aaheli Bera of the applicant was suffering from serious heart ailments and the applicant has to attend her daughter in such critical condition.

It is further averred that applicant shall cooperate with the Investigating Officer and undertakes to join the investigation as and when required by the Investigating Officer. Accordingly a prayer is made to direct SHO, P.S Cyber South West to release the applicant in the even of arrest.

Application is strongly opposed on behalf of prosecution submitting that involvement of the present accused is surfaced in running of online dating scam with connivance of the other co-accused persons. It is submitted that accused was part of an organised Cyber Fraud racket through a fake dating service for cheating persons and his role has been clearly established from technical evidence recovery. The investigation regarding identification of the additional victims, tracing of cheated

money, examination of digital evidence and apprehension of other co-

:3:

accused is still underway. Despite notice U/s 35(3) of BNSS served to the application, he did not join the investigation yet after directions of Hon'ble Court. He joined the investigation but he remained invasive during questioning. He produced his mobile phone only after resetting the same. His conduct with co-accused Shahbaz Ali is established as he gave direction to close the call center while police reached at his office.

Heard. Perused.

Considering the seriousness of the offence in the back drop of role of accused in the cyber crime syndicate and the fact that his custodial interrogation is deemed necessary for the fair investigation, no ground is made out for grant of anticipatory bail. Accordingly the application is dismissed.

(Dr. PANKAJ SHARMA)
Vacation Judge/DJ-02/Waqf Tribunal
NDD/PHC/ND/24.06.2026