

BA-652-2026

Yadwinder Singh and Ors. Vs. State of Hr.

Present: Ld. APP for State
Sh. Mayank Lakhera, Advocate for applicant/accused
person.

Police reply filed. Arguments on bail application heard. Learned counsel for accused person argued that the applicant is an innocent and has been falsely implicated in the present FIR/case. It was argued that accused person has no knowledge regarding the credited amount. It was averred that name of accused not disclosed in FIR. Accordingly, he has prayed for granting bail to accused person.

On the other hand, learned Assistant Public prosecutor has strongly opposed the bail application and release of accused on bail would defeat the ends of justice. Therefore, he prayed for dismissing the bail application.

I have heard the arguments advanced by learned counsel for both the parties and have perused the case file. Perusal of FIR No.130 dated 22.09.2025 shows that accused has been booked under Sections 405 and 413(2) and 413(4) of BNS. It was alleged that the abovenamed accused person used to withdraw and encash the amount obtained through cyber fraud from the beneficiary bank accounts and thereafter hand over the said amount to other persons involved in the larger criminal conspiracy relating to cyber fraud. It was alleged that the accused person had withdrawn the amount from the second-layer beneficiary accounts and transfer the same to other co-accused persons after retaining his commission. It is pertinent to note that the allegations against the accused disclose his active participation in the larger criminal conspiracy pertaining to cyber fraud. It is further pertinent to note that, in offences relating to cyber fraud, it is essential to break the chain of transactions and identify all persons involved in the conspiracy so as to unearth the larger criminal conspiracy. It was alleged that accused person was one of the conspirator also in larger conspiracy which was involved in the commission of cyber fraud. Hence, the above named accused person was actively involved in the commission of cyber fraud.

It is pertinent to note that Learned Counsel for accused contended that challan in the present FIR was filed before Court .In the case law , Akshay Guru vs State Of Haryana CRM-M 43266-2026 , while dealing with bail application , the Hon'ble High Court of Punjab and Haryana hold that “simply because of the fact that investigation has been completed, the accused person do not deserve to be released on bail. Needless to say, the crimes of this nature are on the rise and have become a growing menace in today's digital age. The fraudsters are adopting this type of method to grab money of innocent persons by alluring them and committing cyber frauds. Cyber crimes are increasing day-by-day and by alluring the innocent persons, accused who are having knowledge of the cyber technology are committing frauds and cheating the public. As per settled law, there can be no leniency while dealing with bail application of cyber thugs in the matters of cyber-crime. Cyber criminals must be dealt with stern hands. It is well settled law that in cases involving economic offences of such nature, bail cannot be granted as a matter of routine. Such offences cause a serious threat to the financial and moral fabric of the society.”

It is pertinent to note that cyber fraud is at surge and it is direct attack upon privacy of individual as well as society. Therefore, in these circumstances and keeping in view the alleged role of accused person; gravity of the offences alleged to have been committed by the accused person namely Yadwinder Singh and moreover, there are chances that he may abscond, the present bail application of the accused stands **dismissed**. Papers be tagged with main file.

26.05.2026

(Aditya Saini)
JMFC, Rewari
UID No. HR0664