

In the Court of Dr. Rahul Bishnoi, Addl. Sessions Judge, Nuh.

CNR No. : HRNUO10039152026
Bail Application No.: 254 of 2026
Date of Institution : 28.04.2026
CIS No. : BA-1283-2026
Date of order : 05.05.2026

Nizamuddin age about 24 years son of Najar R/o Village Bisru, Police Station Sadar Punhana, District Nuh.

.....Applicant/accused.

Versus

State of Haryana.

.....Respondent.

F.I.R. No. : 193 dated 12.09.2025
Under Sections : 318(4), 319(2), 336(3), 338, 340
(2), 61(2) of BNS, 2023 & 42 (3)
(E) of the Telecommunication Act,
2023 and 67-A & 66-D of
Information of Technology Act
Police Station : Cyber Crime Nuh

Fourth application for regular bail under Section 483 BNSS

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Present: Sh. Kifayatullah, Advocate for the applicant-accused.
Sh. Kapil Bhati, Public Prosecutor for the State along with
IO Inspector P/SI Sanjeev Kumar.

ORDER:

This order shall dispose of an application for regular bail filed by applicant-accused in case bearing FIR No.193 dated 12.09.2025 under Sections 318(4), 319(2), 336(3), 338, 340(2), 61(2) of the Bharatiya Nyaya Sanhita, 2023 (for short “BNS”), 42(3)(E) of the Telecommunication Act, 2023 and 67-A & 66-D of Information of Technology Act, Police Station Cyber Crime, Nuh.

2. Notice of the application was given to the State, which filed its reply through learned Public Prosecutor for the State.

3. Brief facts of the case are that on 12.09.2025, Inspector Chander Bhan along with fellow police officials were present at bridge of Sikrawa Canal along with for Portable Laptop Printer on crime detection duty, where secret information was received that Nizamuddin son of Najar, Sahid son of Yusuf and Jamalu son of Najar were doing the business of cyber fraud by using fake activated SIM by way of sextortion and they are also doing fraud near Punhana-Sikrawa road behind the shops. If raid be conducted, they could be apprehended. On believing the information to be reliable, raid was conducted and the accused were apprehended. On asking, they disclosed their names as Nizamuddin son of Najar and Sahid son of Yusuf. On search of Nizamuddin, one mobile phone make OPPO

IMEI no.868237068871135/27 having SIM no.9306320069 and one old purse colour having Rs.350/- were recovered from on him. On checking mobile, Whatsapp no.9817229427 was found logged in and profile name Si Jiii was found and one picture of tree was on it. Truecaller name was Maoj Kamde and mobile no.9817229427 was logged in and on facebook Ravinder Sing Roy and Gmail manojsharmasharma95589@gmail.com was also logged in and mobiwik or BHIM UPI both app are 9817229427 was logged in. On checking Whatsapp suspicious chats and video of naked persons and many QR codes were found. On checking of Sahid, one phone VIVO21 IMEI no.861428053178910/12 without any SIM number was found. On checking phone, Axis bank account no.922010058367223 in the name of Shri Niwas Singh and mobile no.8556891343 was found and he used this number for taking money. Third person told his name Jamal and nothing was recovered from him. A request for lodging the FIR was made. The applicant was arrested on 12.09.2025 and since then he is in judicial custody. Hence, the present bail application.

4. Learned counsel for the applicant-accused has argued that the applicant has been falsely implicated in the present case and the co-accused Jamalduddin had already been granted bail by this Court and there is nothing on record to link the accused with the alleged crime

of extortion on the basis of objectionable video of the victims and the entire story has been concocted by the police and there is nothing against the accused Nizamuddin and mere recovery of mobile phone would not show that the accused Nizamuddin was involved in any crime and challan has been filed and in spite of repeated opportunities, the prosecution has not been able to conclude the trial and trial would take long time to conclude and the co-accused have been granted bail by this court and the accused is in custody since 12.09.2025 and no purpose would be served by keeping the accused in further custody. With these submissions, a prayer was made for granting bail to the applicant.

5. On the other hand, learned Public Prosecutor for the State, while opposing the bail application, has vehemently argued that in view of seriousness of the allegations, no ground is made out to grant the concession of bail to the applicant-accused and bail application deserves dismissal.

6. I have heard learned counsel for the applicant-accused as well as learned Public Prosecutor for the State and have gone through the case file very carefully.

7. First & third regular bail applications of the accused were dismissed on merits vide order dated 14.11.2025 & 24.03.2026 respectively and second regular bail application was dismissed as withdrawn vide order dated 09.01.2026. Bail application of the applicant was also dismissed by the Hon'ble High Court.

8. The offence is punishable under Sections 318(4), 319(2), 336(3), 338, 340(2), 61(2) of the BNS, 2023, 42(3)(E) of Telecommunication Act, 2023 & 67-A and 66D of the I. T. Act with the allegations that the accused extended extortion threats to the victims on the basis of their objectionable videos and many such extortion chats were found in the mobile recovered from the accused Nizamuddin and Sahid. From the phone recovered from the accused Nizamuddin, specific chats were found wherein the accused is demanding money from the victims. When one victim was joined in the investigation, he admitted extortion threats by the accused but denied sending any money on the basis of these threats. The accused Sahid was found operating a bank account from his phone and three complaints were found on the National Crime Portal against the said bank account. The proceeds of crime are more than Rs.2,50,000/-, as per reply of the prosecution. The said bank account is in the name of Shri Niwas who disclosed that his son Sunil was using the same and Sunil disclosed about selling the said bank account along with ATM

card to Vipin and Vipin disclosed about selling the said bank account along with ATM card to the accused Sahid. It prima facie reflects involvement of the accused in the alleged crime of extortion racket by trapping innocent persons on the basis of their objectionable videos (generally known as 'sextortion'). So far as the accused Jamaluddin is concerned, neither any phone was recovered from him nor any specific role of the co-accused Jamaluddin came out during the investigation of this case. Hence, case of the co-accused Jamaluddin is not at parity with the accused Sahid and Nizamuddin especially when there is recovery from the accused Nizamuddin and the accused Sahid was found operating a bank account and three complaints are there against the said bank account. Though challan has been filed but the prosecution witnesses are yet to be examined and the prosecution has reasonable apprehension that the accused may threaten the witnesses if released on bail. Moreover, the amount involved is of around Rs.2,50,000/-. Role of the accused Sanjay and Vipin is only limited to selling mule bank account and linked SIM cards to the main accused persons, whereas the accused Nizamuddin is actively involved in committing the aforesaid cyber crime and duping innocent persons on the basis of their objectionable videos and proceeds of crime were received in the bank account operated by the co-accused Sahid. The accused was prima facie found involved in cyber crime and thus, impacting large number of persons. Keeping

in view the nature of offence, the manner in which the offence has been committed and the magnitude of the offence of cyber crime impacting several persons, this court does not deem it proper to grant the concession of regular bail to the applicant-accused at this stage and as such, the bail application moved by the applicant-accused is hereby dismissed. It is clarified that none of the observations made herein above shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present application. Copy of order be also sent to the concerned Jail Superintendent for intimation to the accused as well as to the office of District Legal Services Authority, Nuh. File be consigned to the record room after due compliance.

Pronounced in Open Court.
Dated: 05.05.2026

(Dr. Rahul Bishnoi)
Additional Sessions Judge
Nuh.

(Anil Kumar. JW)

Note: All the seven pages of the order have been checked and signed by me.

Dated: 05.05.2026

(Dr. Rahul Bishnoi)
Additional Sessions Judge
Nuh. (UID No. HR0209)