

State Vs. Shashikant KUMar

BA-3226-2026

FIR No. 177/2025

Under Section: 318(4), 61(2) BNS and 66DIT Act

P.S. Cyber Crime East, Gurugram.

Present:- Ms. Riya, Ld. APP for the State.
Sh. Rustam Kuraishi, Advocate for applicant/accused
Shashikant Kumar.

The present application has been filed under Section 480 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, “BNSS”), seeking grant of regular bail to the applicant/accused Shashikant Kumar in FIR No. 177/2025, registered for the offences punishable under Sections 318(4), 61(2) BNS and 66DIT Act.

2. The gravamen of the allegations is that the applicant was involved in a cyber fraud transaction wherein bank accounts were being used for routing the proceeds of crime. The applicant is alleged to be the account holder of the first layer account maintained with Bandhan Bank, bearing account number ending 1968, in which an amount of ₹60,000/- was received.

3. The applicant has been in custody since 12.05.2026. The chargesheet in the present case has been filed on 08.08.2026.

4. Notice of the application was issued to the State. Ld. APP for the State opposed the bail application and submitted that the applicant’s account was directly involved in the transaction. It was further submitted that the applicant had earlier been arrested in FIR No. 16/2025, P.S. Outer North Cyber, Delhi, and that 37 NCRP complaints are reflected against him. It was also submitted that another FIR is pending against the applicant.

5. I have heard Ld. Counsel for the parties and perused the material available on record.

6. Ld. Counsel for the applicant submitted that the applicant has already returned the amount of ₹60,000/- received in his account to the complainant. It was further submitted that the applicant has been in custody since 12.05.2026 and that the chargesheet has already been filed.

7. Per contra, Ld. APP for the State submitted that the role of the applicant is clearly reflected from the fact that the amount was received in his bank account and that his antecedents also disentitle him from the concession of bail.

8. While dealing with bail in cases involving cyber fraud, the Hon'ble Punjab and Haryana High Court in Suhail Vs. State of Haryana, CRM-M-22968-2025, decided on 03.07.2025, has observed as under:

“It is befitting to mention here that while adjudicating the bail pleas, particularly in cases concerning cyber crimes and online fraud, necessitates a meticulous evaluation of several pivotal factors. Paramount among these is the inherent gravity and seriousness of the offence, coupled with its potential societal ramifications...”

9. Keeping the aforesaid observations in mind, this Court has carefully examined the case file. The material on record prima facie indicates the involvement of the applicant through the bank account in which the amount of ₹60,000/- was received. The fact that the said amount has subsequently been returned to the

complainant does not, at this stage, absolve the applicant of the alleged role.

10. The antecedents of the applicant, including his earlier arrest in FIR No. 16/2025, P.S. Outer North Cyber, Delhi, as well as the 37 NCRP complaints reflected against him, are also relevant considerations while deciding the present application.

11. Considering the nature of allegations, the prima facie role attributed to the applicant and his antecedents, this Court does not find any ground to grant the concession of bail to the applicant at this stage.

12. Accordingly, the present bail application is dismissed. Papers be tagged with the remand papers/ main case file.

Date of Order: 10.08.2026
Sapna

(Aachman Shekhar)
JMFC/Gurugram
(UID No. HR0703)