

IN THE COURT OF THE SESSIONS JUDGE - VI, THIRUVANANTHAPURAM.

Present : Smt. REKHA.R, ADDITIONAL SESSIONS JUDGE -VI

Wednesday, the 29th day of April, 2026

BAIL APPLICATION No.1109/2026

(Crime No:17/2026 of Cyber Crime Police Station, Thiruvananthapuram City)

PETITIONER/ACCUSED:-

Gilbert Zacharias,
Aged 73 years,
S/o. George Zacharias,
B2-D, Garden Court Apartment,
Alinchuvadu, Opposite POC,
Padivattom P.O,
Edapally, Ernakulam,
Pin-682024.

By Adv.Antony Paul

RESPONDENT/COMPLAINANT:-

State of Kerala,
Represented by Public Prosecutor,
Sessions Court,
Thiruvananthapuram.
Pin-695040.

By Addl.Public Prosecutor A.R. Shaji

This Bail Application is having been finally heard on 25..04..2026 and the Court on 29..04..2026 passed the following :

ORDER

The application is filed under section 482 of BNSS for an order of pre-arrest bail.

2. Petitioner apprehends arrest in crime No.17/2026 of Cyber Crime police station registered for allegedly committing the offences punishable under sections 319(2), 318(4) read with section 3(5) of BNS, 66D of Information and Technology Act, 2000.

3. The gist of the prosecution case is that during the period in between 13/10/2025 to 03/01/2026 accused No.1 who had acquainted with the informant through a matrimonial profile induced him to invest in online trading. Accordingly informant transferred Rs.41,71,250/- to the bank account of 17 persons. Accused cheated the informant and fraudulently obtained Rs.41,71,250/- from him. Accused are thus alleged to have committed the above mentioned offences.

4. Heard the learned counsel for the petitioner and the learned Additional public prosecutor.

5. The learned counsel for the petitioner submitted that petitioner did not commit the offences alleged. As per the prosecution case, Rs.9 lakhs was credited to the account of M/s. GI GI Frames Pvt Ltd bearing bank account No.257306058434 on 29/12/2025 and 30/12/2025. Petitioner has no knowledge about the said company registered by his son. As the petitioner's son was working abroad, he requested the petitioner's son to act as the director of the company for formal and administrative purposes in India. Believing the words of his son, petitioner signed a consent letter to act as director. Petitioner had no role in the day to day affairs and business transactions of the above said company.

6. The learned Additional Public Prosecutor submitted that petitioner is not an accused in this crime. Hence there is no need for granting pre-arrest bail.

7. As per the prosecution allegation, Rs.9 lakh was credited to the bank account of M/s. GI GI Frames Pvt Ltd company. Report of the investigating officer shows that he was not able to collect sufficient evidence against the petitioner and hence he was not arrayed as accused in this case so far. Since the petitioner is not an accused, his apprehension that he may be arrested in this case at present is not well founded.

8. In the result this petition dismissed.

Dictated to the Confidential Assistant, typewritten by her in the computer, corrected and pronounced in the Open Court by me on the 29th day of April, 2026.

REKHA R,
ADDITIONAL SESSIONS JUDGE – VI

Typed by: Seena.L
Compared by: Vijayasree.L

ORDER IN
B.A.No:1109/2026
DATED: 29/04/2026.

