

IN THE COURT OF TPS RANDHAWA, ADDL. SESSIONS
JUDGE, MOHALI. (UID NO.PB0256)

Case Details

Case Type	Bail Application
Regn. No.	BA-1673-2025
CNR No.	PBSA01004531-2025
Date of order	31.05.2025

Patel Piyush Kumar aged 28 years son of Lalitbhai, resident of Kolwada
Greta Kolwada, Mehsana, Gujrat.

...Applicant.

Versus

State of Punjab

...Respondent.

FIR No. 17 dated 02.04.2025
U/s 318(4), 61(2), 111 BNS read with Section 66 of Information
Technology Act.
Police Station: State Cyber Crime, SAS Nagar, (Mohali).

Bail application under Section 483 of the Bharatiya Nagarik Suraksha
Sanhita, 2023 (BNSS).

Present: Sh. Akashdeep Singh, Advocate for applicant/accused
Sh. PPS Brar, Additional PP for the state

ORDER:

1. At this stage file again taken up today as the investigating
officer Inspector PS Grewal has come present alongwith record.
2. Applicant/accused has filed the present application under Section
483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS) for grant of regular
bail.

3. Report of Ahlmad received that no bail application qua the same applicant is pending or decided by any Court.

4. Notice of bail application was given to I.O./SHO and Inspector PS Grewal, No. 37/RR now posted at Police Station Cyber Crime Mohali, Phase-7, Mohali appeared and a suffered a separate statement that this is the first regular bail application in this Court filed by applicant/accused. Earlier bail application has been dismissed by the Court of learned Illaqa Magistrate. Offence under Section 111 BNS has been deleted in this case. Accused are in custody since 02.04.2025. No other FIR is found to be registered against applicant/accused. No other offence has been added in the present case. Applicant/accused has been nominated during investigation.

5. The brief facts are that the present FIR was registered on the statement of Harbhajan Singh Saini that on 27.09.2024 he had surfed one website FX-Road and thereafter he started receiving calls from different numbers and the callers offered him to invest his amount in share market on the pretext that he will get hefty profit on his investment. From 27.02.2025 to 21.03.2025 he had invested amount ₹9,57,000/- and his friend Gaganpreet Singh had invested ₹5 lacs. When tried to redeem their amount, they could not do so and when he talk to the accused they said that his account was locked and if he wanted to withdraw his amount, then he will have to transfer more amount. When he expressed his inability to invest more amount, then he said that he cannot withdrawn his amount. He got suspicious and talked to accused again and they said that if he cannot transfer the amount then he can pay in cash and thereafter they will unlock

the account. He agreed to pay a sum of ₹5 lacs in cash. Accused gave one phone number of some Nikal and said that he will collect the cash. Thereafter he filed the complaint with the police as he suspected that accused might have cheated the number of peoples. On the above statement FIR was registered.

6. Counsel for the applicant/accused has argued that nothing incriminating has been recovered from the applicant/accused recovery of ₹21 lacs which was made on the basis of disclosure statement of the applicant and co-accused was effected from the flat of co-accused Gohil Nikul Kumar and said amount has already been released to S.N. Patel. Applicant/accused is in custody since 02.04.2025. There is no other FIR against the applicant/accused. So he prayed that bail application be allowed.

7. On the other hand, ld. Addl. PP argued that offence is serious in nature. Remaining co-accused are yet to be arrested. So he prayed for dismissal of the bail application.

8. I have heard rival submissions and perused the record.

9. Applicant/accused is in custody since 02.04.2025. Nothing incriminating has been recovered from the applicant/accused. There is no other FIR against the applicant/accused. As far as recovery of ₹21 lacs is concerned, admittedly the same has been released to one S.N. Patel by the Court. No account to which the amount has been transferred belongs to the applicant/accused. Moreover, offence under Section 111 of BNS has been dropped. Conclusion of trial will take its own time. Hence, no useful purpose would be served by continued detention of applicant-accused in custody and such

detention is an avoidable burden on the state exchequer. Hence, without commenting anything upon the merits of the case, this Court is of the opinion that the applicant/accused deserves to be released on regular bail.

Accordingly, bail application stands allowed and applicant-accused **Patel Piyush Kumar** is admitted to bail on his furnishing bail bonds/ surety bonds in sum of ₹50,000/- with one surety of the like amount, to the satisfaction of the concerned **Illaqa/Duty Magistrate**, subject to the conditions :

1. That the applicant(s) shall attend the court on every date of hearing.
2. That the applicant(s) shall not commit an offence similar to the offence of which he is accused.
3. That the applicant(s) shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer and shall not tamper with the evidence in the matter.
4. That the applicant(s) shall not leave the country without prior permission of the court.

Police brief is returned. Bail application file be consigned to the record room.

Pronounced in open Court.
Dated:31.05.2025.

Bhupinder Singh, Stenographer-II

(TPS Randhawa),
Addl. Sessions Judge,
SAS Nagar : UID no.PB0256