

IN THE COURT OF Sessions Judge in charge, NORTH 24 PARGANAS

Present: **Sri Parag Neogi (WB-00957)**

Sessions Judge in charge, North 24 Parganas.

Criminal Misc. Case No.591 of 2026

Harshit Oberoi V/s The state.

Order no. 03 dated 17.03.2026:

The instant application u/s. 483 B.N.S.S filed by the petitioner, **Harshit Oberoi** in c/w Bidhannagar Cyber P.S. case No.122/2025 dated 05.10.2025 u/s. 111(4)/111(6)/313(2)/318(4)/319(2)/61(2) of B.N.S and adding Section 66C/66D of I.T. Act is taken up for hearing and order.

L.C.R received. C.D is also produced.

Heard the learned advocate for the petitioner accused and the learned P.P In-charge.

Ld. Counsel for the petitioner submits that except the Section 111 of B.N.S, all other Sections are triable by Magistrate and he draws the attention to the complaint wherefrom it appears that on-line financial fraud has been committed and there is no element of Section 111 of B.N.S in the complaint itself since no continuous unlawful activity has been committed and that the petitioner has been detained in custody since 18.12.2025 i.e for a considerable period of time and that the petitioner is a local resident and chargesheet has already been submitted after completion of investigation. Ld. Counsel further submits that the entire fact has surfaced in the F.I.R, so there is hardly any need for further custodial interrogation and detention. Ld. Counsel further contented that as there is no chance of tampering with evidence or hampering into investigation, his prayer for bail may be granted.

It is submitted by Ld. Advocate for the accused that no bail petition is pending before or rejected earlier by this court or by any upper court.

Ld. P.P in charge raises objection, referring to the materials in the C.D including memo of evidence. He also submits that chargesheet has already been submitted and copy has already been supplied to the accused person and a huge amount of Rs.21.55 crores is involved in this case and the present petitioner is the king pin of the alleged offence and other co-accused persons are still at large and it is a fit case for custody trial.

Hd. both sides. Perused the C.D. and T.C.R. and materials therein. Considered the rival submissions.

Chargesheet has already been submitted, but the materials on C.D show that there are sufficient materials against the accused person. Moreover, a huge amount of money is involved in this case and the instant case is ready for trial and if bail is granted at this stage, there is a chance of vitiating the trial.

Considering above, the prayer for bail is rejected.

Return the T.C.R along with a copy of this order to the concerned Court for information and necessary action.

C.D be returned.

The instant C.M.C is disposed of.

Dictated & corrected by me.

**Sri Parag Neogi,
Sessions Judge in charge,
North 24 Parganas.**

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