



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-18975-2026 (O&M)

HARI OM

... Petitioner

Versus

STATE OF HARYANA

...Respondent

1	The date when the judgment is reserved	12.05.2026
2	The date when the judgment is pronounced	13.05.2026
3	The date when the judgment is uploaded on the website	13.05.2026
4	Whether only operative part of the judgment is pronounced or whether the full judgment is pronounced	Full
5	The delay, if any, of the pronouncement of full judgment and reasons thereof.	Not applicable

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Sonal Singh Godara, Advocate for the petitioner

Mr. Neeraj Poswal, AAG, Haryana

MANISHA BATRA, J.

1. The instant petitioner has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short "BNSS") for grant of regular bail in case arising out of FIR No.379 dated 24.10.2025 registered under Sections 318(4), 241, 61(2) of Bharatiya Nyaya Sanhita, 2023 (for short "BNS") and Section 66D of IT Act at Police Station Cyber Crime East, District Gurugram.



2. The aforementioned FIR was registered on the basis of a written complaint submitted by the complainant Shubham Aggarwal alleging therein that he was working in a private company in Gurugram. Through Chatib online platform, he came into contact with a girl. They started chatting and messages were exchanged between them. The girl disclosed her name as Shivi resident of Bareilly (Uttar Pradesh) and represented to the complainant that she was residing in Delhi for the purpose of treatment of her mother. Thereafter she convinced the complainant to join her on Telegram App at an ID in the name of “Positivity Everywhere”. On joining the said App, she shared her photographs with the complainant and some time thereafter asked him to give some money for the purpose of treatment of her mother. In this manner, she induced him to part with a sum of Rs.40 lakhs which was transferred by him in different bank accounts on asking of the above said Shivi. She had projected that those accounts were belonging to her family members or friends. She had assured the petitioner to perform marriage with her but then backed out from the said promise. By alleging that he had been cheated at the hands of the above-said Shivi and was made a victim of cyber crime, he prayed for taking action in the matter.

3. After registration of FIR, investigation proceedings were initiated. The details of suspicious mobile numbers were collected and notices were issued to the concerned banks for the purpose of obtaining the account opening forms and bank account statements of the beneficiary account holders. The petitioner was joined into investigation in this case on 31.10.2025. He was



interrogated and suffered a disclosure statement admitting his involvement in the crime by disclosing that he alongwith the co-accused was indulged in committing offences of cheating and defrauding public persons by making fake profiles of females and by alluring male persons to join such platforms and by alluring them on the promise of performing marriage with such persons, used to extract money from them. He disclosed that he had joined the complainant on social media platform and had made him transfer different amounts of money for the purpose of betting on online gaming applications in which he was indulged since the year 2020. During the course of investigation, another co-accused Shubham Indoliya was also arrested. Investigation qua the petitioner and co-accused Shubham Indoliya stands concluded.

4. It is argued by learned counsel for the petitioner that he has been falsely implicated in this case. He is in custody since long. He is not required for further investigation as the same stands concluded. The subject offences are triable by Magistrate. The trial will take considerable time to conclude. No useful purpose would be served by detaining him in custody anymore. His antecedents are clean. It is, therefore, argued that he deserves to be released on bail.

5. Per contra, learned State counsel has argued that the allegations against the petitioner are quite serious and specific in nature. By conniving with the co-accused and by creating a fake female profile in the name of one Shivi and by further sending messages to the complainant, he had induced him to part with huge amount of money which was used by him for the purpose of betting



on online gaming applications. There are chances of petitioner's absconding or intimidating the witnesses, if extended benefit of bail. An amount of Rs.10 lakhs was transferred in petitioner's own bank account. There are chances of petitioner's committing similar offences if extended benefit of bail. It is, therefore, argued that the petition does not deserve to be allowed.

6. This Court has heard the rival submissions made by learned counsel for the parties at considerable length.

7. The petitioner alongwith the co-accused is alleged to have hatched a conspiracy in pursuance of which, an account was opened on Social media in the fictitious name of one Shivi and the said account was used for the purpose of inducing the complainant to part with a huge amount of money thereby making him a victim of cyber crime. This country has been witnessing a significant surge in internet penetration over the past decade. The cases related to cyber crime are on the increase. The unscrupulous persons by gaining access to the Internet are cheating the victims. The potential of such cyber criminals is increasing exponentially. The instant one is the case of similar nature. The allegations against the petitioner are serious in nature. The trial is at its nascent stage. Some of the co-accused are yet to be arrested. The apprehension that the petitioner may intimidate the witnesses or committing similar offences cannot be stated to be unfounded at this stage. Taking into consideration the gravity of the allegations as levelled against the petitioner, this Court is of the considered opinion that the petitioner does not deserve to be extended benefit of bail. Accordingly, the petition is dismissed.



8. It is, however, clarified that the observations made above shall not be construed as an expression of opinion of this Court on the merits of the case and shall not influence the outcome of the trial in any manner.

9. Since the main petition has been dismissed, pending application, if any, is rendered infructuous.

(MANISHA BATRA)
JUDGE

13.05.2026
Amit Sharma

Whether speaking/reasoned:- Yes/No
Whether reportable:- Yes/No