

Dr.Karamjeet Singh Vs. State of Punjab & others

Present : Ms.Simrat Kaur, Advocate, for
Mr.Anmol Jeevan S.Mann, Advocate, for the petitioner.

Mr.Kunwarbir Singh, AAG, Punjab
assisted by Inspector-Tarandeep Kaur, Cyber Crime Patiala.

CRM-6979-2025

Application for placing on record documents regarding payment made by petitioner to accused/scammers as P-6 to P-11, is allowed as prayed for, subject to all just exceptions. Registry to do the needful.

Main case

Petition under Section 528 of the Bhartiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS') for directing official respondents to take appropriate action on the basis of representation dated 26.12.2024 (P-5) against private-respondents, who have duped innocent persons while committing cyber crime.

Reply by way of affidavit of Dr.Nanak Singh, IPS, Senior Superintendent of Police, Patiala filed on behalf of respondent Nos.1, 3 & 4 is taken on record. Copy of the same is supplied to other side. Registry to do the needful.

In pursuance of the order dated 05.02.2025, passed by this Court, learned State Counsel has submitted a report regarding Cyber Crime Complaint Handling Mechanism as well as fate of unresolved complaints in the State of Punjab. Same is taken on record. Registry to do the needful.

Details of complaints received by the respective Police Stations alongwith status thereof have been depicted in para No.5 of the report and which reads as under:

1	2	3	4	5	6	7
Sr.No.	Name of unit (CP/District)	No. of Cyber Crime Complaints Received	No. of FIRs Registered (01.01.24 To 31.01.2025)	No. of Accused arrested in Cyber Crime Cases	No. of matters/ complaints disposed off	No. of Cases in which the Challan presented and charges framed
1	State Cyber Crime	433	32	186	413	9
2	CP Amritsar	6293	18	3	4133	0
3	CP Jalandhar	2751	8	-	345	2
4	CP Ludhiana	9620	50	8	6124	1
5	Amritsar Rural	751	17	0	497	0
6	Barnala	709	11	6	420	0
7	Batala	587	11	1	196	0
8	Bathinda	3259	18	4	1298	1
9	Faridkot	595	12	4	334	0
10	Fatehgarh Sahib	881	15	0	109	0
11	Fazilka	1223	12	11	97	3
12	Ferozepur	1683	11	0	764	0
13	Gurdaspur	1345	10	2	498	0
14	Hoshiarpur	1967	15	4	296	1
15	Jalandhar Rural	1563	15	2	988	1
16	Kapurthala	1098	18	5	760	2
17	Khanna	753	14	0	312	0
18	Ludhiana Rural	796	12	1	744	0

19	Mansa	914	12	1	466	0
20	Malerkotla	696	13	1	609	0
21	Moga	776	12	8	733	2
22	Patiala	3941	36	10	3806	0
23	Pathankot	950	15	5	58	1
24	Rupnagar	1943	35	9	1020	2
25	Sangrur	2350	31	20	1473	5
26	Sri Muktsar Sahib	788	6	12	596	0
27	SBS Nagar	798	11	0	673	0
28	SAS Nagar	5843	55	-	5703	0
29	Tarn Taran	1463	9	2	1183	2
Total		56769	534	305	34648	32

Report also reveals that in the State of Punjab, cyber frauds have been reported to the tune of Rs.474.49 crore and out of that, a meager amount of Rs.68.96 lakh has been recovered so far.

In view of the above, learned Counsel for the petitioner seeks time to assist on two issues:-

(1)What preventive measures should be adopted to control the cyber fraud?

(2)Who should be held accountable for the financial losses suffered by victim(s) in such cases where accused is/are not traceable?

In view of the fact that larger public interest is involved, Mr.Jasraj Singh, Adovcate, Enrl.No. P-1996/2014 M.No. 98551-40429, who is present in Court, has volunteered to assist in the matter as an *Amicus Curiae*. He shall be paid as per rules by the High Court Legal Services Committee, Chandigarh.

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Registry shall provide complete copy of paper-book to learned
Amicus Curiae, at the earliest.

Posted for 27.02.2025.

Personal appearance of the Investigating Officer is exempted till
further orders.

20.02.2025
sailesh

(MAHABIR SINGH SINDHU)
JUDGE