



ITEM NO.13

COURT NO.2

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

WRIT PETITION(CRIMINAL) Diary No(s). 32109/2022

PRIYANSHI KANDPAL

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(FOR ADMISSION and IA No.46471/2023-EX-PARTE AD-INTERIM RELIEF and IA No.46475/2023-EXEMPTION FROM FILING O.T. and IA No.46473/2023-CONDONATION OF DELAY IN REFILEING / CURING THE DEFECTS)

Date : 17-03-2023 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE ARAVIND KUMAR

For Petitioner(s) Mr. Anupam Lal Das, Sr. Adv.
Mr. Kartikeya Singh, Adv.
Mr. Samarth Shandilya, Adv.
Mr. Lzafeer Ahmad B. F., AOR
Mr. Puru Jain, Adv.
Mr. Anirudh Singh, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Application for exemption from filing official
translation is allowed.

Delay condoned.

The petitioner is a girl aged 24 years and seven
FIRs have been registered across different States on
account of the role she had played in her employment
with Omelette Private Ltd. which are stated to be
predatory Chinese lending Apps with a role of a
Mandarin Translator. The allegation was of the

petitioner running a pan India operation though she claims not to be qualified to develop mobile applications. She had worked with the company for a year. The petitioner was arrested and remained in custody for five months whereafter she was granted bail on 05.12.2022.

The petitioner has now been served with notice under Section 91, Cr.P.C. directing her to join investigation with the police in the State of Odisha. She has also received summons from EOWs to which she promptly joined the investigation.

Learned counsel submits that though there are all encompassing prayers made in the petition, he confines his relief within the scope of the judgment of this Court in *Momammed Zubair v. State of NCT of Delhi & Ors.* - 2022 SCC Online SC 897 seeking a protective order of interim bail not only in respect of the FIR which has now been registered but also in respect of the FIRs which will hereafter be registered on the same subject matter i.e. the role played by the petitioner in the company.

Issue notice returnable in four weeks.

Dasti in addition through standing counsel.

We are inclined to accede to the request of the petitioner and direct that in case of FIR No.26/2022 in CR No.16/2022 dated 25.01.2022 registered at PS Central Zone Cyber Police Station, Worli, Mumbai or

any further FIR registered against the petitioner, she shall be enlarged on bail on the same terms on which she was enlarged earlier as per Annexure P-16 i.e.:

(i) She will be released on execution of PR and SB of Rs.15,000/- with permanent residential and identity proof. In alternative, accused be released on cash security of Rs.15,000/- till conclusion of trial.

(ii) She shall not tamper with the prosecution evidence in any manner and she shall not threaten the informant.

(iii) She will cooperate with the investigation in all manner.

(ASHA SUNDRIYAL)
ASTT. REGISTRAR-cum-PS

(POONAM VAID)
COURT MASTER (NSH)