

**HONOURABLE JUSTICE G. SRI DEVI**

**CRIMINAL PETITION No.3968 of 2019**

**ORDER:**

This Criminal Petition, under Section 438 of the Code of Criminal Procedure, 1973, is filed by the petitioner/A1, seeking to grant anticipatory bail in Crime No.206 of 2019 of Cyber Crime Police Station, Hyderabad, registered for the offence under Section 66 C.D. of ITA Act, 2008 and under Sections 419 and 420 IPC.

2. Heard learned counsel for the petitioner/A1, learned Additional Public Prosecutor representing the respondent-State and perused the record.

3. The case of the prosecution, in brief, is that A1 is the Chief Executive Officer, A2 is the Working Manager of Elite Connect Care Private Limited, Hindi Nagar, Panjagutta, and that as per the instructions of A1 and A2, A3, an employee, had recruited 20 tele-callers, two team leaders and two other employees, and A1 used to pay salary of Rs.1,00,000/- per month to A4; Rs.10,000/- per month to each tele-caller; and Rs.15,000/- per month to the team leaders and other employees. A1 and A2 used to provide data containing contact numbers of the customers and that as per their instructions, the tell-callers contact customers by informing that they are calling from Mahindra Finance and they will provide loans up to Rs.10 lakhs with low interest at 6.5% per annum. During process, they informed the de-facto complainant through mobile

No.8870627902 that they will provide loan of Rs.5 lakhs and asked him to provide his debit card number, CVV number, expiry date and OTP number to the caller of Mahindra Finance and accordingly, the de-facto complainant informed those numbers. While so, on 09.03.2019, an amount of Rs.32,000/-was deducted from his Bank account even though he did not receive any loan amount from the Mahindra Finance.

4. Learned counsel for the petitioner would submit that the petitioner has absolutely no knowledge about the phone numbers and tell callers and he did not run any business. He would further submit that the petitioner is a resident of Chennai and that there is absolutely no material against him in commission of the alleged offences.

5. In view of the serious nature of allegations made against the petitioner/A1, who is prime accused, this Court is not inclined to grant anticipatory bail to him.

6. Hence, the Criminal Petition is dismissed.

7. Miscellaneous applications, if any pending in this criminal petition, shall stand dismissed.

19<sup>th</sup> July 2019

sj

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**G. SRI DEVI, J**