

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26028 of 2022

Arising Out of PS. Case No.-11 Year-2022 Thana- RAJAPAKAR District- Vaishali

Rajesh Kumar Son Of Inar Paswan R/O- Village -SULTANPUR Mahnar P.
S.- Mahnar District- Vaishali

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Bhaskar Shankar, Adv.

For the Opposite Party : Mr. C. Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 14-11-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

Learned counsel for the petitioner is directed to
remove the defect(s) as pointed out by the office within a period
of four weeks.

The petitioner is apprehending his arrest in a case
registered under Sections-66(D) & 67 of Information and
Technology Act.

Prosecution case in short is that the petitioner, a
relative of the informant, was talking in lewd language from his
mobile No. 7250112683 to the informant who after editing
photo of a married female uses to upload with view to blackmail
and asks to make illegal relation with informant's daughter.

It is submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation



of tampering of witnesses alleged against the petitioner. The petitioner has been made accused in the present case due to mistake of fact. From perusal of the order of learned Sessions Judge as well as paragraph-9 of this petition, it is apparent that the matter has already been resolved and the informant does not want to pursue the matter.

Learned counsel for the State submits that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances, let the petitioner named above, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Rajapakar (Barati O.P.) P.S. Case No. 11 of 2022 subject to the conditions as laid down under Section-438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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