

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12477 of 2023

Arising Out of PS. Case No.-108 Year-2021 Thana- SHEIKHOPUR SARAI District-
Sheikhpura

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SANTOSH KUMAR @ ASANTOSH KUMAR Son of Masudan Prasad R/V-
Panchi, P.S- Shekhopur Sarai, Dist- Sheikhpura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.N.K. Agarwal, Sr. Adv. Mr.Ravi Bhushan Prasad No. 1 Mr.Kumar Rajdeep
For the Opposite Party/s :		Mr.Dr. Ajeet Kumar

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

3 19-05-2023 Heard learned counsel for the petitioner as well as

learned APP for the State.

In this case, the petitioner is seeking regular bail in
connection with Shekhopur Sarai P.S. Case No. 108 of 2021,
registered for the offences punishable under Sections 406, 419, 420,
467, 468, 471, 120B, 34 of the IPC and section 66(c) of I.T Act.

The learned counsel for the petitioner has submitted
that the FIR itself shows that the allegation of committing cyber
crime is not against the petitioner, rather it is against co-accused
Aashish Kumar. The allegation against him is that the main accused
Aashish Kumar used to bring money in the bank account of the
petitioner but the FIR itself shows that the bank account mentioned
in the FIR, which is 35903769335, is said to be in the name of
Santosh Kumar, but it is in the name of Prakash Ramchandra. The



petitioner is a person of clean antecedent and is under custody since 14.11.2022.

On the other hand, the learned APP has opposed the prayer for bail and submitted that the petitioner is also member of that gang.

Considering the above-mentioned facts and circumstances especially the fact that bank account is not in the name of the petitioner, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sheikhpura in connection with Shekhopur Sarai P.S. Case No. 108 of 2021, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

Kundan/Nirmal

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