

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35746 of 2023

Arising Out of PS. Case No.-834 Year-2022 Thana- PATRAKARNAGAR District- Patna

Surya Pratap Kumar @ Surya Pratap Son Of Manoj Singh @ Manoj Kumar
Resident Of Village- Mohabbatpur, P.S.- Shekhopur Sarai, Distt- Shekhpura
Present Address- Kachhuara, P.S.- Gopalpur, Distt- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashi Priya, Advocate

For the Opposite Party/s : Mr.Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 27-07-2023 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since
22.12.2022 in connection with Patrakar Nagar P.S. Case No.
834 of 2022, F.I.R. dated 21.12.2022 registered for the
offence punishable under Sections 419, 420, 467, 468, 471,
472, 474, 475, 120B of the Indian Penal Code and Sections
66(C) and 66(D) of the Information and Technology Act,
2000.

3. As per the prosecution case, the F.I.R. has been
lodged against three named accused persons in this case.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent. He has



falsely been implicated in the present case. The allegation as alleged in the FIR is false and fabricated and the petitioner has not indulged in any Cyber Crime as alleged in the FIR and there is non-compliance of Section 100 of the Cr.P.C. and the co-accused, namely, Anjish Kumar has been granted bail by a Coordinate Bench of this Hon'ble Court vide order dated 07.06.2023 passed in Cr. Misc. No.33021 of 2023.

5. Learned APP for the State, on the other hand, on the basis of the material available on the record and the case diary, has opposed the prayer for bail of the petitioner and submits that more than 16 ATM Cards, number of mobile phones, number of passbooks and other passbooks as well as cheque books etc have been recovered from possession of the petitioner and the petitioner is a member of Cyber Fraud Gang and during investigation sufficient material has come against the petitioner to suggest the involvement of the petitioner in the present case as well as with respect to other co-accused person, only 03 ATM cards and mobile phone has been recovered from possession of co-accused.

6. Considering the aforesaid facts, I am not inclined to enlarge the petitioner on bail in connection with Patrakar Nagar P.S. Case No. 834 of 2022, pending in the court of



learned Judicial Magistrate, 1st Class, Court No.23, Sadar
Patna.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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