

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6774 of 2024

Arising Out of PS. Case No.-61 Year-2023 Thana- Cyber P.S. District- Nawada

Deepak Kumar, (male), aged about 28 years, Son of Pradeep Kumar @ Pradip Prasad Resident of Village-Maghra, P.S.-Deepnagar, Distt.-Nalanda

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bipin Kumar, Advocate.

For the Opposite Party/s : Mr. Choubey Jawahar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 16-02-2024 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with Nawada Cyber P.S. Case No. 61 of 2023 instituted for the offence under Sections 414, 419, 420, 467, 468, 471, 120(B) read with 34 of the Indian Penal Code and 66, 66(B), 66(C), 66(D) of the I.T. Act.

3. As per the prosecution case, the petitioner along with other co-accused persons are indulged in Cyber crime. It is further alleged that they enticed the innocent people and committed fraud with them. The petitioner was arrested on the spot and one mobile was recovered.



4. It has been submitted on behalf of the petitioner's counsel that the petitioner is in custody since 25.11.2023. Petitioner has no criminal antecedent, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. It is further submitted that petitioner has not cheated any person rather he was arrested on the basis of suspicion. It is further submitted vide para 9 that the mobile which has been recovered from the petitioner, no any alleged transaction has been made and nothing has been shown about the cheating to any person. Similarly situated co-accused has also been granted bail by Co-ordinate Bench of this Court vide order dated 06.02.2024, passed in Cr. Misc. No. 6647 of 2024.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.



8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Nawada Cyber P.S. Case No. 61 of 2023.

(Rudra Prakash Mishra, J)

Nilmani/-

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