

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11776 of 2024

Arising Out of PS. Case No.-19 Year-2023 Thana- Cyber P.S. District- Samastipur

Chandan Kumar @ Chandan Mahto S/O- Ram Awatar Mahto R/O- Village-
Dharmpur Ward No.- 6, P.S.- Rosera, Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Ajay Kumar, Advocate
For the State : Mr. Uma Shankar Prasad Singh, APP

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

ORAL ORDER

2 26-02-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Cyber
P.S. Case No. 19 of 2023 instituted for the offence under
Sections 406 & 420 of the Indian Penal Code and Section 66(D)
of the I.T. Act.

3. As per prosecution case, some unknown person
after committing fraud has withdrawn total Rs. 43,800/- from
the account of the informant on four consecutive dates regularly.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 21-09-2023. Petitioner
bears one 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. Name of the petitioner has been surfaced in this case due to confessional statement of co-accused, namely, Raushan Kumar, and the same has no evidentiary value. In fact, petitioner is the authorised dealer of the '*Grahak Seva Kendra*'. Nothing has been recovered from the possession of the petitioner. Charge sheet has already been submitted in this case.

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, charge sheet being submitted and manner of implication, 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 Cyber P.S. Case No. 19 of 2023.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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