

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41558 of 2024

Arising Out of PS. Case No.-104 Year-2023 Thana- Cyber P.S. District- Nalanda

Kundan Kumar @ Kundan Choudhary @ Kundan Kumar Choudhary Son Of
Late Ranjeet Choudhary Village- Chakbai, P.S.- Warisaliganj, Dist- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Thakur, Advocate

Mrs. Vaishnavi Singh, Advocate

For the Opposite Party/s : Mr. Md. Ataur Rahman

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 19-06-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Nalanda Cyber P.S. Case No. 104 of 2023 dated 18.10.2023 registered for the offences punishable under sections 406, 419, 420, 467, 468, 471, 120B, 504, 506 of the Indian Penal Code and sections 66, 66C, 66D of the Information Technology Act.

3. As per the prosecution case, the allegation against the petitioner is of cheating Rs. 50,000/- fraudulently on Instagram on the pretext of selling mobile on E.M.I. One mobile phone, cash amount Rs. 39,500/- was also recovered from the possession of the petitioner.



4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. On the basis of disclosure made by Spy the police has allegedly recorded that the mobile no. 7209516439 belonging to the petitioner and without verifying the said information petitioner has been arrested showing recovery of the alleged mobile. The petitioner is in custody since 05.01.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Nalanda at Biharsharif in connection with Nalanda Cyber P.S. Case No. 104 of 2023.

7. The application stands allowed.

(Chandra Prakash Singh, J)

Ranjeet/-

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