

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45986 of 2024

Arising Out of PS. Case No.-10 Year-2024 Thana- Cyber P.S. District- Sheikhpura

RAJEEV KUMAR SON OF RAVINDRA PRASAD RESIDENT OF
VILLAGE AND P.S. - NARDIGANJ, DISTRICT - NAWADA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Verma, Advocate

For the Opposite Party/s : Mr.Anil Kumar, APP

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

ORAL ORDER

2 03-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Sheikhpura (Cyber) P.S. case No. 10 of 2024 instituted for the
offences under Sections 419, 420 of the Indian Penal Code and
66(c)(D) of the I.T. Act.

3. Prosecution case, in short, is that two unknown
persons fraudulently withdrew money from the account of the
informant using ATM card.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner is not named in the FIR. The name of the petitioner
has transpired during investigation. Learned counsel further



submitted that police arrested this petitioner from his house and recovered one ATM card which belongs to the uncle of the petitioner. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that petitioner has not committed any fraud using the ATM card as alleged in the FIR and he has been dragged in this case merely on suspicion without any cogent material against him. It has been submitted on behalf of the petitioner that the petitioner is in custody since 08.04.2024 and has no criminal antecedent.

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

6. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. 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 Sheikhpura (Cyber) P.S. case No. 10 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.



(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Alok Verma/-

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