

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31198 of 2025**

Arising Out of PS. Case No.-75 Year-2024 Thana- Cyber P.S. District- Madhepura

Rupesh Kumar S/o Anil Yadav R/o Village- Lakshminiya, P.S.- Ghailadh,
District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bidhu Ranjan, Advocate

For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

**CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER**

2 20-05-2025 Heard Mr. Bidhu Ranjan, learned counsel for the petitioner
and Mr. Satyendra Narayan Singh, learned APP for the State.

2. The petitioner has prayed for bail in connection with
Cyber P.S. Case No. 75 of 2024 registered for the offence
punishable under Sections 303(2), 318(4), 338, 336(3), 3(5) of the
BNS Act and Sections 66(c), 66(d) of the I.T. Act.

3. As per the prosecution case, on secret information that
four persons assembled near Lakshminia Panchayat Bhawan, Ram
Nagar Road, then the informant along with police personnel
reached there. On seeing the police, four persons tried to flee
away but they were apprehended. From the possession of this
petitioner, two ATM card and a mobile was recovered.

4. Learned counsel appearing on behalf of the petitioner has
submitted that petitioner is innocent and has committed no
offence. He has been falsely implicated in this case. Counsel
submits that there is no evidence to show that any withdrawal has



been made from those ATMs. It has also been submitted that similarly situated other co-accused namely, Ujjwal Kumar and Rajmani Kumar have been granted bail by Co-ordinate Bench of this Court *vide* order dated 14.05.2025 in Cr. Misc. No. 29083 of 2025 and *vide* order dated 14.05.2025 in Cr. Misc. No. 27476 of 2025 respectively. He submits that the case of this petitioner stands on similar footing. Counsel also submits that a statement has been made in para-3 of the petition that petitioner has no criminal antecedent. Counsel further submits that the petitioner is languishing in judicial custody since 30.12.2024.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned CJM, Madhepura in connection with Cyber P.S. Case No. 75 of 2024.

(Ashok Kumar Pandey, J)

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