

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74126 of 2025

Arising Out of PS. Case No.-83 Year-2025 Thana- Cyber P.S. District- East Champaran

Aarif Khan @ Arif Khan S/o Khairati Khan @ Bhuta Resident of Mohalla -
Khairati Khan Lane No. 138, Kacchi Basti, Schem No. 3, Alwar, P.S. -
Kotwali, District - Alwar, Rajasthan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Madhurendra Kumar, Adv

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 07-11-2025 Heard the parties.

2. The petitioner seeks bail in connection with Motihari
Cyber P.S. Case No. 83 of 2025 registered for the offences under
Sections 318(2), 318(4), 319(2), 356(2) and 356(4) of the
Bharatiya Nyaya Sanhita and Sections 66, 66(D) and 67 of the
I.T. Act.

3. The petitioner is not named in the F.I.R. and is in
custody since 08.07.2025.

4. As per FIR, some of the co-accused persons
committed cyber fraud, where on the basis of electronic trail, this
petitioner was implicated with the present case.

5. Learned counsel appearing on behalf of the petitioner
submitted that name of this petitioner transpired during the course



of investigation, where electronic trail suggest that one Abhinav Kumar Maisi was involved in alleged cyber fraud. It is submitted that Abhinav Kumar Maisi during the course of his confession disclosed name of another co-accused Altaf Khan and when police went to raid his house, Altaf Khan was not found there, but his younger brother (petitioner) was arrested without any cogent material. It is submitted that no incriminating material appears to be recovered from the possession of this petitioner. While concluding the argument it is submitted that, petitioner is a man of clean antecedent and moreover, investigation of this case has already completed, and as such, there is no chance of tampering with the evidence.

6. Learned APP appearing on behalf of the State, opposes the prayer for bail.

7. In view of aforesaid factual submission and by taking note of fact as prima-facie no incriminating materials appears to be recovered from the possession of this petitioner as to connect him with the present crime in question, coupled with the fact as petitioner remains in custody since 08.07.2025, accordingly above named petitioner, is directed to be released on bail in connection with Motihari Cyber P.S. Case No. 83 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of



the like amount each to the satisfaction of learned Additional Chief
Judicial Magistrate-IV, East Champaran, Motihari /concerned
court, subject to the conditions as mentioned under Section
480(3) of the B.N.S.S.

(Chandra Shekhar Jha, J.)

S.Tripathi/-

U		T	
---	--	---	--

