

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78066 of 2025

Arising Out of PS. Case No.-21 Year-2025 Thana- Cyber P.S. District- Sitamarhi

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1. Raju Kumar, Male, aged about 23 years, Son of Harishankar Sahni, Resident of Village- Dalkawa, P.S.- Sonebarsa.
 2. Abhishek Kumar, Male, aged about 26 years, Son of Ravindra Thakur, Resident of Village- Madhopur, P.S.- Bathnaha, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh, Advocate

Ms. Divya Bharti, Advocate

For the Opposite Party/s : Mr. Kumar Veerendra Narayan, Advocate

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 03-12-2025 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Sitamarhi Cyber Case No. 21 of 2025 instituted for the offences punishable under Sections 318(4), 319(2), 336(3), 338, 340(2) and 111(2) of the BNS, 2023 and Sections 66 66(c), 66(D) of the Information and Technology Act.

3. As per the prosecution case, the informant reached in the premises of Reasoning Circle, Sitamarhi which looked lika a call center and when the informant entered, he found that certain persons were working on the system and fine wise pioneer was opened in different tabs. They were editing the photographs. It is further alleged that certain boys were abusing and threatening for loan recovery. The informant found the work to be suspicious. They were apprehended. Petitioners are one



amongst them.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence and have falsely been implicated in this case. He submits that it is evidently clear that the owner of the centre is Birendra Kumar and the owner of the centre engaged the petitioners and others as the staffs. He further submits that from the possession of the petitioners, one android mobile and one laptop has been recovered. He next submits that the laptop did not recovered from the possession of the petitioners rather it has been recovered from the centre, which is run by Birendra Kumar. He lastly submits that the petitioners are not arrested from the centre, rather the police arrested from the road side. He again submits that the petitioners have been made scapegoat in the present case. Petitioners have got clean antecedent as stated in para 3 of the petition is in custody since 16.04.2025.

5. Learned APP for the State opposes the prayer for bail.

6. From perusal of the FIR and impugned order of the learned District and Additional Sessions Judge-I, Sitamarhi dated 31.07.2025, it appears that petitioners are named in the FIR. From perusal of the records, it appears that on the basis of



written report of the informant, FIR has been registered under Sections 318(4), 319(2), 336(3), 338, 340(2) and 111(2) of the BNS, 2023 and Sections 66(c), 66(D) of the I.T. Act, 2000 and the allegation is that they along with other persons were participating in editing the photographs, abusing and threatening for recovery of loan and the petitioners are one amongst them. Similarly situated co-accused persons namely Deepak Kumar has been granted bail by a co-ordinate Bench of this Court in Cr. Misc. No. 69374 of 2025 vide order dated 25.09.2025, so considering all these aspects of the case and submissions of learned counsel for the petitioners, I am inclined to grant bail to the petitioners.

7. Accordingly the prayer for bail of the petitioners are allowed. Let the petitioners above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Incharge Judicial Magistrate-1st, Class, Sitamarhi in connection with Sitamarhi Cyber P.S. Case No. 21 of 2025.

(Ramesh Chand Malviya, J)

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