

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86180 of 2025

Arising Out of PS. Case No.-85 Year-2025 Thana- Cyber P.S. District- Nalanda

Nitin Kumar S/o Anandi Pandit Resident of Village- Lakhachak, P.S.- Giriyak
(Pawapuri), District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dheeraj Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 16-12-2025 Heard Mr. Dheeraj Kumar, learned counsel for the

petitioner and Mr. Sanjay Kumar Singh, learned APP for the

State.

2. The petitioner has prayed for bail in connection with
Nalanda Cyber P.S. Case No. 85 of 2025 registered for the offence
punishable under Sections 318(4), 319(2), 336(3), 112(2), 338 of
the B.N.S., 2023 and Section 66D of the I.T. Act.

3. The case of the prosecution in short is that one
suspected mobile no. 8961825832 was detected on the NCRP
portal, and the location of that mobile phone was found at village
Lakhachak. Further, upon searching the CEIR portal, the alleged
mobile number has also been used in IMEI No.
860093060926262. The informant went to village Lakhachak to
verify the users of the alleged mobile, where the informant



informed that some persons were involved in cyber crime in a newly constructed house near Lakhachak Talab, and subsequently the informant raided that very house, and two persons were caught while being chased, who disclosed their names as petitioner and Chhote Pandit. Upon search, few mobiles and many passbooks were 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. Learned counsel for the petitioner submits that it is not clear from the FIR as to whose house was raided, and the seizure list also is not clear as to from whom what was recovered. It has also been submitted that while making the seizure, police have not complied with Section 105 of the BNSS. He further submits that there is no allegation against the petitioner that he has committed cyber fraud against anyone. Moreover, a statement has been made in para 3 of the petition that petitioner has no criminal antecedent and he is languishing in judicial custody since 17.08.2025.

5. The application for bail is opposed by the learned APP for the State and submits that from the possession of petitioner and Chhote Pandit, few mobiles and many passbooks were recovered.

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 Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Nalanda Cyber P.S. Case No. 85 of 2025.

(Ashok Kumar Pandey, J)

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