

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90509 of 2025

Arising Out of PS. Case No.-165 Year-2025 Thana- Cyber P.S. District- Nawada

Satish Kumar Son of Umesh Prasad, Resident of Village- Fataha, P.S.-
Warisaliganj, District- Nawada.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr. N.K. Agrawal, Sr. Advocate Mr. Nilendu Kr. Choudhary, Advocate Mr. Kundan Sandilya, Advocate
For the State	:	Mr. Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

4 23-02-2026 Heard learned senior counsel for the petitioner and
learned A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Cyber P.S. Case No. 165 of 2025 dated 21.10.2025, registered for the offences punishable under Sections 303(2), 318(2), 318(4), 319(2), 336(2), 336(3), 338, 340(2), 111, 317(2), 317(5) and 61(2) of the B.N.S., 2023 and Sections 66, 66B, 66C and 66D of the Information & Technology Act.

3. As per the prosecution case, police started conducting raid against the user of mobile no. 8167480408 and when the police party reached the identified place, they found five persons sitting in a Scorpio vehicle doing something with mobile phones. Thereafter, the five persons were searched and a number of mobile phones and two SIM cards were recovered from the accused persons. From the petitioner, recovery of a smart mobile



phone was made against which there was a complaint from the State of Karnataka.

4. Learned senior counsel appearing on behalf of the petitioner submits that petitioner has falsely been implicated in the present case. The FIR has been lodged with completely vague allegations. There is no demand of money in any manner and for merely possessing a mobile phone, the petitioner could not be put behind the bar any longer. From the whole FIR no offence is made out against the petitioner. Though there is allegation that a complaint was lodged against the IMEI number of the petitioner, the details are missing and there is no allegation that the said number was used to demand extortion or for committing some cyber fraud. There is no proper compliance of Sections 103 and 105 of the B.N.S.S., 2023. Learned senior counsel next submits that petitioner is having clean antecedent and chargesheet has been submitted. Learned senior counsel lastly submits that petitioner is in custody since 22.10.2025.

5. Learned A.P.P. appearing on behalf of the State opposes the submissions made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the nature of allegation against the petitioner and also considering his clean antecedent, his period of custody and submission of



chargesheet, the petitioner, above-named, is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VI, Nawada / concerned Court, in connection with **Cyber P.S. Case No. 165 of 2025**, subject to the condition laid down under Section 480(3) of the B.N.S.S. and other following conditions:

- (i) One of the bailors will be a close relative of the petitioner.*
- (ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial Court.*
- (iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.*

(Arun Kumar Jha, J)

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