GAHC010240462026

2026:GAU-AS:16529

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Bail Appln./3472/2026

SRI BALENDRA DHARMAPANI
S/O- LT. UPENDRA DHARMAPANI, VILL- AKAYA, P.S.- PATACHARKUCHI,
DIST- BAJALI, ASSAM, PIN- 781329.

VERSUS

THE STATE OF ASSAM
TO BE REPRESENTED BY THE PUBLIC PROSECUTOR, ASSAM.

Advocate for the Petitioner : MR A A DEWAN,

Advocate for the Respondent : PP, ASSAM,

BEFORE
HONOURABLE MR. JUSTICE ANJAN MONI KALITA

ORDER

Date : 11.11.2026

Heard Mr. H. A. Rashid, learned counsel for the accused applicant. Also heard Mr. B. Sarma, learned Additional Public Prosecutor appearing for the State of Assam.

2. This is an application filed under Section 483 of Bharatiya Nagarik

Suraksha Sanhita, (BNSS) 2023 praying for grant of bail to the accused applicant **Sri Balendra Dharmapani** in connection with Patacharkuchi P.S. Case No.146/2026 (corresponding to GR Case No.251/2026), registered under Sections 318(4)/319/61(2)/3(5) of BNS, 2023, read with Sections 66(C)/66(D) of I.T. Act, 2000.

3. An FIR was lodged on 17.09.2026 before the Officer-In-Charge, Patacharkuchi P.S by one S.I., Kalpajyoti Deka, alleging that on receipt of a certain secrete information to ascertain the allegation of cyber fraud or cyber offences, an enquiry was conducted. It is alleged that during the course of enquiry, it was revealed that the Bank Account No. 5965288109, maintained with Central Bank of India, Pathsala, Bajali Branch, is a joint account held by one Balendra Dharmapani and Himangshu Kalita. On further enquiry, it was found that cheating, identity theft and cheating by impersonation have been committed by the accused persons and more than Rs.1 crore was received in the above-mentioned bank account. It was also alleged that 22 complaints relating to cyber fraud, cheating and impersonation have been registered on the National Cyber Crime Reporting Portal (NCRP) against the above mentioned bank account.

4. On receipt of the FIR, the police registered the Patacharkuchi P.S. Case No.146/2026 under the aforementioned Sections.

5. The learned counsel for the accused/applicant submits that the accused/applicant is behind bars for 55 days and the bank account of the accused applicant has already been frozen and all required documents have been seized by the police, therefore, further detention of the accused/applicant may not be necessary.

6. Mr. B. Sarma, learned Additional Public Prosecutor appearing for the State of Assam confirmed that the bank account of the accused applicant has been frozen, however, he has opposed the prayer for bail.

7. Case Diary in the instant case has been received and perused the same.

8. Taking into account the materials available in the Case Diary as well as taking note of the fact that the accused/applicant is behind bars for 55 days and his bank account is frozen, this Court is of the considered opinion that the accused/applicant named above should be released on bail. Accordingly, it is directed that the accused/applicant shall be released on bail on furnishing bail bond of Rs.50,000/- (Rupees fifty thousand) only with one surety of like nature to the satisfaction of Chief Judicial Magistrate, Bajali subject to the following conditions:-

(i) That the accused applicant shall co-operate with the investigation and make himself available and when called for;

(ii) the accused applicant shall not try to influence any of the witnesses that may be involved in the instant case or tamper or hamper with the investigation in whatsoever manner.

9. In terms of the above, the instant Bail Application is allowed and disposed of.

JUDGE

Comparing Assistant