

**IN THE HIGH COURT OF JHARKHAND AT RANCHI
B.A. No. 9810 of 2024**

Kuldeep Mehta, aged 28 years, son of Dwarika Mehta, resident of Barhi, P.O. & P.S. Padma Barhi, District- Hazaribag.

.... Petitioner

Versus

The State of Jharkhand

..... Opp. Party

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Petitioner : Mr. Sonal Sodhani, Advocate.

For the State : Mr. Shailendra Kumar Tiwari, A.P.P.

Order No. 04/Dated: 29th November, 2024

Heard learned counsel for the parties.

2. The petitioner has been made an accused in connection with Korra P.S. Case No. 29 of 2024, G.R. Case No. 943 of 2024 registered for the offence punishable under Sections 420, 419, 467, 468, 471, 120B of the I.P.C. and Sections 66C 66D of the I.T. (Amendment) Act, 2000., pending in the Court of learned A.CJ.M. Hazaribag.

3. As per FIR, allegation is that on 21.02.2024 at about 19:10 PM, informant got information that one number has been registered in the name of Pratibimb App and from that number Rs.55,000/- online fraud has been done. On such information, police conducted a raid. Upon search, two persons were apprehended along with mobile phones and laptops. Arrested accused persons disclosed the name of the other co-accused persons.

4. Petitioner had earlier moved before this Hon'ble Court for grant of regular bail vide B.A. No. 4565 of 2024, At present, other co-accused persons has been granted bail by this Court, vide order dated 22.11.2024 passed in B.A. No. 9360 of 2024 and vide order dated 22.11.2024 passed in B.A. No. 9724 of 2024.

5. Learned counsel for the petitioner has submitted that petitioner is innocent and has committed no offence at all as alleged in this case. He has been falsely implicated in this case. Nothing has been recovered from the possession of the petitioner except his mobile phone along with one SIM card. From the FIR it is clear that only Rs.5000/- was

received through the betting app. Charge sheet has already been submitted. Petitioner has no criminal antecedent. The petitioner is languishing in Judicial Custody since 22.02.2024 without rhymes and reasons. Petitioner undertakes to cooperate in the trial of the case by remaining physically present as and when required and shall not indulge in any manner in tampering with the prosecution evidences or influencing the witnesses of prosecution. Hence, the petitioner may be extended the privilege of bail.

6. On the other hand, learned Addl.P.P appearing for the State opposed the prayer for bail of the petitioner.

7. Regard being had to the facts and circumstances of the case, nature of allegation coupled with the materials available against the petitioner, I am inclined to release the petitioner on regular bail. Accordingly, the petitioner named above is directed to be released on bail on furnishing of bail bond of Rs.25,000/- (Rupees Twenty Five thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Hazaribag in connection with Korra P.S. Case No. 29 of 2024, G.R. Case No. 943 of 2024 subject to the conditions:-

Petitioner shall remain physically present on each and every date till the conclusion of the trial of this case unless prevented from sufficient cause to the satisfaction of the learned Trial Court.

- (1) Petitioner shall not indulge in any or other similar offence till the conclusion of the trial.
- (2) Petitioner shall not indulge in tampering with the prosecution evidences or influencing the prosecution witnesses.

8. In case of violation of the aforesaid conditions, the bail of the petitioner shall be cancelled and shall be taken into custody by the learned Trial Court itself.

(Pradeep Kumar Srivastava, J.)

Simran/