

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**

**B.A. No. 8763 of 2022**

1. Rajendra Mandal

2. Pawan Mandal

**..... Petitioners**

**Versus**

The State of Jharkhand

**.....Opposite party**

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**CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA**

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For the Petitioners : Mr. Rahul Ranjan, Advocate

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

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**Order No.04/ Dated:20.09.2022**

Heard learned counsel for the parties.

The petitioners have been made accused in connection with Jamtara Cyber Crime P.S. Case No. 33 of 2022, registered for the offence under Section 414/ 419/ 420/ 467/ 468/ 471/ 120(B) of the Indian Penal Code and Section 66(B), 66(C), 66(D) of the Information Technology Act, pending in the court of learned Additional Sessions Judge-1<sup>st</sup>, Jamtara.

As per F.I.R., allegation is that petitioners are involved in commission of cyber crime.

Learned counsel for the petitioners has submitted that petitioners are innocent and have committed no offence at all rather they have been falsely implicated in this case. It is submitted that petitioners have no criminal antecedents. It is further submitted that only mobile phone and ATM Card have been received. No victim has ever come forward to give statement against the petitioners. The petitioners are languishing in Judicial custody since 01.07.2022 without rhymes and reasons. Petitioners undertake to co-operate in the trial of the case by remaining physically present as and when required and shall abide by all terms and conditions

which may be imposed in the matter of granting bail to the petitioners, hence, the petitioners may be enlarged on bail.

Learned Spl.P.P appearing on behalf of State has opposed the prayer for bail of the petitioners and submitted that there are sufficient materials against the petitioners showing their involvement in the present case, hence the petitioners do not deserve bail.

Regard being had to the facts and circumstances of the case and nature of allegation against the petitioners coupled with materials available against petitioners, I am inclined to release the petitioners, on bail. Accordingly, the petitioners, named above, are directed to be released on bail on furnishing of bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each, to the satisfaction of learned Additional Sessions Judge-1<sup>st</sup>, Jamtara in connection with Jamtara Cyber Crime P.S. Case No. 33 of 2022 subject to the conditions:-

1. Petitioners 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.
2. Petitioners shall not indulge in tampering with the prosecution evidence or influencing the prosecution witnesses.

In case of violation of the aforesaid conditions the bail of the petitioners shall be cancelled and shall be taken into custody by the learned trial court itself for the purpose of trial.

**(Pradeep Kumar Srivastava, J.)**