

1  
**IN THE HIGH COURT OF MADHYA PRADESH  
AT JABALPUR**

**BEFORE  
HON'BLE SHRI JUSTICE SANJAY DWIVEDI**

**ON THE 17<sup>th</sup> OF AUGUST, 2022**

**MISC. CRIMINAL CASE No. 38367 of 2022**

**Between:-**

**AKRAM HUSSAIN S/O ASHFAQ HUSSAIN, AGED  
ABOUT 44 YEARS, R/O HOUSE NO.22, VILLAGE  
SONKAPUR, POST SAMODIYA, TEHSIL SWAR,  
POLICE STATION TANDA RAMPUR (U.P.)  
PRESENT ADDRESS GALI NO. 3, RASHID  
MARKET KRISHNA NAGAR, POLICE STATION  
JAGATPURI, DELHI EAST, DELHI (DELHI)**

**.....APPLICANT**

**(BY SHRI SANKALP KOCHAR, ADVOCATE)**

**AND**

**THE STATE OF MADHYA PRADESH THROUGH  
POLICE STATION CYBER CRIME DISTRICT  
BHOPAL (MADHYA PRADESH)**

**.....RESPONDENT**

**(BY SHRI S.K. SHRIVASTAVA, GOVERNMENT ADVOCATE)**

.....  
*This application coming on for hearing this day, the court passed the  
following:*

**ORDER**

This second application under Section 439 of the Code of Criminal Procedure has been filed on behalf of the applicant for grant of bail in connection with Crime No.143/2021 registered at Police Station Cyber Crime Branch, District Bhopal (MP), for the offence punishable under Sections 419, 420, 471, 467, 468, 201/34 of the Indian Penal Code and Section 66(d) of the Information Technology Act.

Learned counsel for the applicant submits that the applicant is in jail since

18.12.2018. He submits that the applicant's first bail application got rejected by the Court vide order dated 13.04.2022 passed in M.Cr.C. No.12274/2022 referring the orders passed against the co-accused persons facing same allegation whereby their bail application was rejected. He submits that later on, the co-accused persons have been granted bail and, therefore, the present applicant is claiming party saying that the other accused persons on whose behest the application of the present applicant got rejected. He submits that under the circumstances, the present applicant is entitled to be released on bail.

On the other hand, learned Government Advocate has opposed the prayer of bail.

Considering the submission made by the counsel for the applicant, I am inclined to enlarge the applicant on bail. Therefore, without commenting anything on the merits of the case, this application is **allowed**.

It is directed that the applicant be released on bail upon his furnishing a personal bond in the sum of **Rs.1,00,000/- (Rupees One Lac)** with one solvent surety of the like amount to the satisfaction of the trial Court concerned for his appearance on the dates given by it.

It is further directed that the applicant shall abide by the conditions enumerated in Section 437(3) of the Code of Criminal Procedure.

Certified copy as per rules.

**(SANJAY DWIVEDI)**  
**JUDGE**