

## **S. Chitravel vs State Of Odisha (Opid) .... Opp. Party on 4 September, 2024**

IN THE HIGH COURT OF ORISSA AT CUTTACK

BLAPL No.554 of 2024

S. Chitravel ..... Petitioner

Mr. Asok Mohanty, Sr. Advocate

-versus-

State of Odisha (OPID) ..... Opp. Party

Mr. B.N. Bhuyan, Advocate for  
the OPID

CORAM:  
JUSTICE SIBO SANKAR MISHRA

Order	ORDER
No.	04.09.2024
10.	1. Heard Mr. Asok Mohanty, learned Senior Advocate

appearing for the petitioner and Mr. Bibekananda Bhuyan, learned counsel for the OPID.

2. The petitioner is an accused in connection with EOW C.I.D. Crime Branch, Odisha, Bhubaneswar P.S. Case No.19 of 2023 registered under Sections 420/467/468/471/120-B of the IPC read with Section 66(D) of the I.T. Act and Section 6 of the OPID Act corresponding to C.T. Case No.05 of 2023 pending in the Court of Designated Court (under OPID Act), Cuttack.

3. The prosecution case is that the petitioner in connivance with a Chinese National Guanhuawang has established a Company, namely, Bettech Technologist Private Limited at Bangalore and the Account No. 920020035755448 in the name of Bettech Technologists Pvt. Ltd. has been maintained in Axis Bank in which the petitioner is an authorized signatory. In that account, the petitioner has received crores of money collecting from the general public in different game apps downloaded from the play store in Google and using that money in crypto currency trading on online mode and depositors money ultimately siphoning to China.

Furthermore, Bijaya Kumar Nath received a message on 20.04.2023 from Whatsapp Number +923098784934 belonging to one Ms. Bakshi, Human Resources from Marathon Advert. Company, who asked him if he was interested for earning extra money, when he showed his interest in it, the messenger sent him referral code, which ultimately connected him to a person named Jtama on Telegram. The said person reportedly named as Rama gave him some task on the website [www.smsmvp.com](http://www.smsmvp.com) and after completion of the task a sum of Rs.150/- was credited to his account vide A/C No. 50100381033829 maintained in HDFC Bank and the said amount was transferred

from the account No. 000663300004071 maintained in ICICI Bank in the name of REDEEM and HONOUR through IMPS. Thereafter, said Rama asked Bijaya Kumar Nath through telegram with ID, i.e., <https://tme/chander515> or @ Chander515 to get him registered in the above said website [www.smsmvip.com](http://www.smsmvip.com) and induced him to deposit Rs. 100/- so as to get hefty returns on the investment amount, being induced Mr. Nath transferred Rs. 1,000/- from the account of one of his friend bearing account No. 11297557630 but as there was no return as promised by Mr. Rama through Telegram. Thereafter there is a reasonable suspicion arises in the mind of the Bijaya Kumar Nath that he has been trapped by online fraud. Further, there are lots of accounts are maintained in Bineince of different States and the fraudsters sent videos in Youtube and Facebook for advertisement linking leading bollywood actors like Akshaya Kumar and Manish Poul and the said App is run in the name of JOIN TRADE FINANCIAL GROWTH and suggested and directed to the depositors to download from Google Play Store in different online games like LUCKY WHEEL, TEEN PATI GET, JHANDI MUNDA KING, SUPER JACKPOT, SLOTS META, GOLDEN STAR REAL, MVP TRADE and TRADE W GAME APPLICATIONS, and after paying game and investing minimum amount, the depositors in return get hefty amount, ultimately, one Guanhua Wang a Chine National is create the website and different online games to create a believe that to get hefty returns, in this manner crores of rupees are siphoned to China in the illegal ponzi schemes. Hence, the F.I.R.

4. Learned Senior Advocate submits that two of the Directors, those who are the co-accused with the petitioner, have already been granted anticipatory bail by this Court. The present petitioner is the authorized signatory of the company.

5. On the last date of hearing, a specific query was put to the learned counsel for the OPID as to whether further custody of the petitioner is required or not.

6. Since the charge sheet has already been filed, learned counsel for the OPID submits that further custody of the petitioner is no more required.

7. The petitioner is in custody since 14.08.2023 and since the charge sheet has already been filed, I am of the considered view that the petitioner is entitled to bail. Hence, the petitioner be released on bail by the learned Court in seisin over the matter in the aforesaid case on such terms and conditions as it would deem just and proper, further subject to following additional conditions :

(i) The petitioner shall give his unconditional cooperation with the investigating authorities and shall be present before the said authorities as and when required in order to aid with the investigation,

(ii) The petitioner shall not involved in a similar kind of offence/criminal activities,

(iii) The petitioner shall submit his passport before the investigating authorities,

(iv) The petitioner shall not leave the country without obtaining necessary prior permission from the authorities,

(v) The petitioner shall remain present before the investigating officer one a weekly basis,

(vi) The petitioner shall remain present before the learned trial Court during the trial &

(vii) The petitioner shall not tamper with the evidence nor shall he approach/threaten any of the prosecution witness/informants.

Violation of any of the bail conditions shall entail cancellation of bail granted to the petitioner. The prosecution is given liberty to move an application for cancellation of bail before the Court below, if the petitioner violates any conditions of the bail granted to him.

9. The BLAPL is accordingly disposed of.

(S.S. Mishra) Judge amit Location: HIGH COURT OF ORISSA, CUTTACK