

Nikhil Paul vs The State Of Jharkhand Opp. ... on 23 September, 2024

Author: Subhash Chand

Bench: Subhash Chand

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No.5915 of 2024

Nikhil Paul, aged about 19 years, son of Late Sukumar Paul, resident of Bend, PO & PS Chakulia, Town Jamshedpur, District East Singhbhum.

..... Petitioner

Versus

The State of Jharkhand

.... Opp. Party

CORAM : HON'BLE MR. JUSTICE SUBHASH CHAND

For the Petitioner

: Mr. Devesh Ajmani, Advocate

For the State

: Mr. Shailendra Kr. Tiwari, APP

08/23.09.2024

Heard learned counsel for the applicant and learned A.P.P. for

the State.

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This bail application has been filed on behalf of the applicant-

Nikhil Paul with prayer to release on bail in connection with Ghatshila P.S. Case No. 24 of 2024 registered under sections 419, 420, 467, 468, 471, 34 of the Indian Penal Code and sections 66(C) and 66(D) of the Information & Technology Act, pending in the court of learned Special Judge, cyber-crime, East Singhbhum at Jamshedpur.

3. The FIR of this case was lodged against the seven named accused including the present petitioner with these allegations that the informant had received the secret information in regard to grouping several persons for committing cyber-crime in a rented flat of the top floor of Reliance Trend Mall situated in Ghatshila Bazar. For verification of this information, the raid was carried out and seven persons were apprehended who were identified as Amit Kumar Paul, Bitesh Bhakat, Rohit Bhakat, Malay Bhakat, Mantosh Bhakat, Ranbir Bhakat and Nikhil Paul and from the possession of Nikhil Paul one sky blue colour samsung mobile phone having two sims therein bearing nos.9905545438 and 6206913628 and light purple colour apple phone 14 Plus having sim of Airtel company bearing no. 7261844059 and also one light shining blue colour Realme mobile phone having two sim of JIO company bearing nos. 8709780292 and 9883702055.

4. It is also further alleged that these three mobile set with five sim which were found from Nikhil Paul, in inquiry several suspicious operation in technical verification relating to cyber-crime were also found but the specific allegations are against Malay Bhakat against whom 46 complaints of cyber-crime are alleged in various State and victim are shown Nishant Darji of Rajasthan and Umar

Sameer Alla of Karnataka.

5. Admittedly no transaction is alleged to have been made by the mobile phones which were in possession of the present petitioner and no victim is shown against whom the petitioner has committed cyber-crime. Similarly situated co-accused Amit Kumar Paul, Rohit Bhakat, Ranbir Bhakat @ Ranveer Bhakat have been granted bail by co-ordinate bench of this Court in B.A. Nos.6722 of 2024, 6719 of 2024 & 6991 of 2024 respectively vide order dated 27.08.2024 and Bitesh Bhakat @ Bitesh Kumar Bhakat in B.A. No. 7087 of 2024 vide order dated 18.09.2024 and case of present petitioner is identical to that of co-accused persons.

6. In view of the above, the bail application of the applicant is hereby allowed. Let the applicant be released on bail on furnishing bail bond of Rs.25,000/-(Rupees Twenty Five Thousand) with two sureties of the like amount to the satisfaction of the court concerned in aforesaid case.

(Subhash Chand, J.) RKM