

Mohan Rajak vs The State Of Jharkhand Opposite ... on 21 March, 2024

Author: Ratnaker Bhengra

Bench: Ratnaker Bhengra

IN THE HIGH COURT OF JHARKHAND AT RANCHI
(Criminal Miscellaneous Jurisdiction)
B.A .No. 11990 of 2023

Mohan Rajak

... .. Petitioner

Versus

The State of Jharkhand

... .. Opposite Party

CORAM : HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioner

: Mr. Rahul Ranjan, Advocate

For the State

: Ms. Anuradha Sahay, APP

05 /21.03.2024

Heard the learned counsels for the parties.

The petitioner is an accused in a case registered under sections 414, 419, 420, 467, 468, 471, 120B of the Indian Penal Code and section 66 (B) (C) (D) of I.T. Act.

The learned counsel for the petitioner submits that neither the petitioner is involved in cyber crime nor he has any association with the cyber criminals. Counsel further submits that the name of the petitioner has been unnecessarily been introduced in the FIR without any iota of evidence against him and mere recovery of mobile phone does not attract the penal provisions of IPC and IT Act. Counsel has further submitted that petitioner does not have any prior criminal antecedent and two of the co-accused, namely, Faruk Ansari and Rajesh Rajak @ Rajesh Ranjan Rajak have also been granted bail today itself in BA No. 12056 of 2023 and in BA No. 11974 of 2023 by this Court and the case of the petitioner stands on similar footing, therefore, he may also be granted the privilege of bail.

Learned counsel for the State, on the other hand, has opposed the bail petition and submitted that petitioner is involved in cyber crime, therefore, the petitioner may not be enlarged on bail.

Having heard both counsels, gone through the records of the case and in the facts and circumstances of the case, I am inclined to release the petitioner, named above, on bail, on furnishing bail bond of Rs. 25,000/- (rupees twenty five thousand only) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-1st , Jamtara in connection with Jamtara Cyber

crime P.S. Case No. 65 of 2023, subject to the condition that the petitioner shall report to the concerned police station on every last Saturday of the month, between 01:00 and 05:00 p.m for one year, failing which or if any adverse remarks regarding his non-appearance at the police station, his bail bond shall be liable to be cancelled. Any exemption to such attendance shall be done so after direction of the learned Court below and the petitioner shall remain present on each and every date of trial before the Court below unless dispensed with by the learned Court below with further condition that the petitioner will submit self-attested photocopy of his Aadhaar Card and also submit his mobile number before the learned court below which he will always keep active and will not change it during pendency of this case without prior permission of the court.

(Ratnaker Bhengra, J.) Sharda/