



SUPREME COURT OF JUSTICE

MAHAWTHADER AI JUSTICE

PRESIDING

Daw Hla

Plaintiff

Case No. 9_105607

Filed: September 09, 2025

v.

Zaw Min

Defendant

Document #5607

Verdict Date: September 09, 2025



CASE TITLE

The Phantom Phone Sale



SCENARIO

Daw Hla, a 60-year-old market vendor, receives an SMS message claiming to be from her mobile payment provider, KBZPay, stating her account has been suspended. The message contains a link to a fake website that looks identical to the real one. In a panic, she enters her phone number and password. This allows the attacker to receive the one-time password (OTP) she is sent, which she then also enters into the fake site. The attacker immediately uses these credentials to log into her real account and transfers 1,500,000 MMK. Police trace the recipient account to Zaw Min, a 25-year-old man. The prosecution alleges Zaw Min was a knowing participant in the phishing scheme. Zaw Min claims he was an innocent victim of a separate scam, believing the money was a legitimate payment for a high-end smartphone he was selling online.



APPLICABLE LAW

- Penalties for Cyber-Theft/Destruction of Online Financial Assets (Section 69)
- Delivery of coin as genuine, which, when first possessed, the deliverer did not know to be counterfeit (Section 241)
- Penalties for Electronic Distribution of Inappropriate Information (Section 72)



COURT'S REASONING

Given the following scenario: Daw Hla, a 60-year-old market vendor, receives an SMS message claiming to be from her mobile payment provider, KBZPay, stating her account has been suspended. The message contains a link to a fake website that looks identical to the real one. In a panic, she enters her phone number and password. This allows the attacker to receive the one-time password (OTP) she is sent, which she then also enters into the fake site. The attacker immediately uses these credentials to log into her real account and transfers 1,500,000 MMK. Police trace the recipient account to Zaw Min, a 25-year-old man. The prosecution alleges Zaw Min was a knowing participant in the phishing scheme. Zaw Min claims he was an innocent victim of a separate scam, believing the money was a legitimate payment for a high-end smartphone he was selling online. And the following relevant laws: Penalties for Cyber-Theft/Destruction of Online Financial Assets (Section 69) Delivery of coin as genuine, which, when first possessed, the deliverer did not know to be counterfeit (Section 241) Penalties for Electronic Distribution of Inappropriate Information (Section 72) Evidence score: 0 Provide a structured legal analysis discussing:

Which legal elements are satisfied

Which defenses may apply

The likely outcome



DECISION

Guilty under Penalties for Cyber-Theft/Destruction of Online Financial Assets (Section 69): 2 years' imprisonment. Guilty under Delivery of coin as genuine, which, when first possessed, the deliverer did not know to be counterfeit (Section 241): 1 years' imprisonment. Guilty under Penalties for Electronic Distribution of Inappropriate Information (Section 72): 1 years' imprisonment.



TOTAL IMPRISONMENT

4 years