



NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

MCRCA No. 1569 of 2021

Vikas aged about 29 years, S/o Vijendra R/o Gauria, Gauria -
14N, Jhajjar, District Haryana, 124142. **---- Applicant**

Versus

State of Chhattisgarh through Police Station Chhuriya, District
Rajnandgaon, CG **--- Respondent**

For Applicant	-	Shri Shaleen Singh Baghel, Advocate
For State	-	Shri Anurag Verma, PL

Order on Board by Hon'ble Shri Justice Deepak Kumar Tiwari

28/02/2022

This application under Section 438 of the Code of Criminal Procedure has been filed by the applicant who is apprehending his arrest in connection with Crime No. 246/2021 registered at Police Station, Chhuriya, District Rajnandgaon for the offence punishable under Section 67 of the Information Technology Act, 2000.

2. Case of the prosecution in brief is that a porn video was allegedly uploaded from the mobile No. 919050155035 and when the location was traced by the Cyber Wing, it was found that it is the applicant who had uploaded the same by using face book URL, which is an offence punishable under Section 67 of the Information Technology Act, 2000.

3. Counsel for the applicant submits that the applicant is innocent and has been falsely implicated in the case. It is submitted that the applicant is presently serving as constable in the ITBP in Dehradun; that the said video was not uploaded by him and that he has no criminal antecedent against him.

4. State counsel however opposes the application for bail.

5. Having heard counsel for the parties, considered the facts and



circumstances of the case, seriousness of the offence alleged, this Court is of the considered opinion that it is not a fit case to grant anticipatory bail to the applicant. Accordingly, the **application is rejected.**

Sd/-

(Deepak Kumar Tiwari)
Judge

Jyotishi

