



IN THE HIGH COURT OF JHARKHAND AT RANCHI
(Criminal Miscellaneous Jurisdiction)
B.A .No. 8267 of 2022

2022:JHHC:35204

1. Kalamuddin Ansari
2. Mojahir Ansari Petitioners

Versus

The State of Jharkhand Opposite Party

CORAM : HON'BLE MR. JUSTICE RATNAKER BHENGRA

For the Petitioners : Mr. Pratiush Lala, Advocate
For the State : Mr. Shailendra Kumar Tiwari, APP

Order No. 6 /Dated: 14th October, 2022

Heard Mr. Pratiush Lala, the learned counsel for the petitioners and Mr. Shailendra Kumar Tiwari, the learned APP for the State.

The learned counsel for the petitioners submits that the petitioners are poor farmers and they are only aged about 19-21 years and therefore it is not conceivable that they will be indulged in such allegations. Counsel further submits that even so there is no recovery of money from the petitioners neither is there any money trail and except for one mobile each recovered from the petitioners no other mobiles or incriminating articles recovered from the petitioner. Moreover, he said that the relevant mobile bearing no. 9883128710 was recovered from Sagar Mandal and not from these petitioners. Learned counsel also submits that apart from this allegations the petitioners have no other antecedent and also have been in custody from 27.4.2022 and therefore also apart from the aforesaid circumstances and also on the basis of lack of any earlier antecedents and custody, bail should be allowed to the petitioners

Learned counsel for the State, on the other hand, has opposed the bail application and submitted that serious offence of Cyber crime has been committed under various sections of the IT Act and many sections of the Indian Penal Code. Moreover, he has pointed out from para -7 of the case diary and tried to argue out of the case of mobile connectivity of Kalamuddin Ansari with other mobiles and therefore cyber crime is possible and he has also tried to point out from para-41 that as per the tower location also it is apparent that the accused were in the vicinity from where such offences are possible and said that the petitioners do not deserve 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 petitioners, named above, on bail, on furnishing bail bond of Rs. 20,000/- (rupees twenty thousand only) each with two sureties of the like amount each to the satisfaction of learned C.J.M., Hazaribag in connection with Hazaribag Sadar P.S. Case No. 441 of 2021, subject to the condition that petitioners will submit self -attested



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photocopy of their Aadhaar Card and also submit their mobile number before the learned court below which they will always keep active and will not change it during pendency of this case without prior permission of the court with further condition that petitioners 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 or if any adverse remarks regarding their non-appearance at the police station, their bail application shall be liable to be cancelled. Any exemption to such attendance shall be done so after direction of the learned Court below

(Ratnaker Bhengra, J.)

Sharda/