

In the Court of Sessions Judge, East Champaran at Motihari.

Present:-

**Abhishek K. Das,
Sessions Judge,
East Champaran, Motihari**

Bail Petition No.718 of 2026

1. Asif Raj, S/o- Jafrul Miya, aged about 23 years

Resident of village- Sakrar Bahuari, P.S.- Ramgarhwa, District- East Champaran

----- **Petitioner**

Versus

The State of Bihar

----- **Opposite party.**

Counsel for the Petitioner :- Sri Manibhushan Singh, Advocate

Counsel for the State :- Sri Khublal Prasad, Public Prosecutor

10-04-2026

This bail petition is filed on behalf of the abovenamed petitioner-accused Asif Raj, who is in custody since 11-02-2026 in connection with Ramgarhwa P.S. Case No.70 of 2026 u/ss 318(4), 319(2), 336(3), 338, 303(2), 61(2) and 3(5) of the B.N.S. and 66, 66-C and 66-D of the I.T. Act.

As per prosecution case, the petitioner and his associates are involved in cyber fraud and they used to get transfer money in the bank account of illiterate persons and take the same by giving them commission. On verification, the police came to know that several complaints from different states have been lodged against the bank account of accused persons.

In para-2 of this anticipatory bail petition, it is mentioned that the petitioner never moved for bail either in this Court or before any court of law. In para-3 of the bail petition, it is mentioned that petitioner has no criminal antecedent and in para-4, it is mentioned that petitioner is in custody since 11-02-2026.

Sri Manibhushan Singh, learned counsel for the petitioner has submitted that the petitioner-accused is innocent and he has committed no offence, as alleged and he has falsely been implicated in this case on mere suspicion. It is further submitted that there is no evidence against the petitioner to corroborate the allegation. No any incriminating article has been recovered from the conscious possession of petitioner. No case as alleged is made out against the petitioner.

The learned Public Prosecutor appearing on behalf of the State opposed the prayer for bail of the petitioner-accused on the basis of materials available in the case diary.

Heard both sides and perused the certified copy of F.I.R., case diary and documents available on record. As per F.I.R., petitioner along with his associates are involved in cyber fraud and upon raid ATM cards of different banks and different card holders have been recovered. The informant in his re-statement vide para-4 and witnesses vide para-22, 23 and 24 of the case diary have corroborated the version of F.I.R. As per para-30, 31 and 32 of the case diary, complaint against the bank account number, which were being used by the accused persons is mentioned. As per para-26 of the case diary, petitioner has no criminal antecedent. As per para-35 of the case diary, investigation of the case is still going on.

Considering all these facts, as discussed above and keeping in view the nature of allegation and materials available in the case diary as well as ongoing status of investigation, I am not inclined to enlarge the petitioner-accused on bail. Accordingly, the prayer for bail of petitioner-accused, namely, **Ashif Rai** stands **rejected**.

(Dictated)

Sd/-
Sessions Judge
East Champaran, Motihari
10-04-2026