

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-IV, SAHARSA

A.B.A. NO. 347/2026

Cyber P.S. case no. 23/2026

Sonu Kumar Jha

.....Petitioner

versus

The State of Bihar

Order

06.06.2026

1. Anticipatory bail application has been filed on behalf of petitioner namely **Sonu Kumar Jha**, who apprehends his arrest in connection with **Cyber P.S. Case No. 23/2026** registered under sections 303(2), 318(4), 319(2), 336(3), 112(2), 3(5) of BNS and 66, 66(C), 66(D) of Information Technology Act.

2. The brief fact of the case as per informant Deepak Chandra Das, Police Inspector, Cyber Police Station, Saharsa is that on 06.03.2026, he got a secret information from Cyber Crime and Security Unit, Patna that Axis bank account No. 925010011591714 of accused Mayank Kumar Jha having Mob. No. 8797222307, is being used for cyber crime and is involved/used in several cyber fraud taken place in many state with regard to which many complaint has been registered in the State of Maharashtra. It has also been further alleged in the same FIR that the said Mayank Kumar Jha has stated that his above mentioned account is being used by Sonu Kumar Jha and his associated and said Sonu Kumar Jha is using UPI related to the same bank account.

3. Heard Ld. Counsel for the petitioner and Ld. APP for the state.

4. Ld. Counsel for the petitioner submits that in this matter **accused Mayank Kumar Jha has been granted police bail by giving the benefit of sec. 35(3) of BNSS** and the account is in question is in the name of said Mayank Kumar Jha and only material against the present account Sonu Kumar Jha is that the said Mayank Kumar Jha

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has stated that Sonu Kumar Jha is using his account.

5. Ld. APP submits that the bank account in question is in the name of said Mayank Kumar Jha and it is beyond imagination that without his consent Sonu Kumar Jha cannot use the account of Mayank Kumar Jha and therefore it seems that there is a connivance between Mayank Kumar Jha and Sonu Kumar Jha.

6. Ld. Counsel for the petitioner further submits that the petitioner has same or better footing than Mayank Kumar Jha because nothing has come in the case diary, which establishes the exclusive use by the petitioner and since Mayank Kumar Jha has been granted police bail and therefore the petitioner should also be given the benefit of bail.

7. Looking into the rival contention and submission of Ld. Counsel for the petitioner and Ld. APP, it seems that the I.O. has granted police bail to the main accused in hurry without doing much investigation and this raises serious question with regard to working of police officer of Cyber Police station including I.O. namely Subodh Kumar Gupta.

8. This court finds that there are many laches on the part of I.O. but restrains itself going further.

9. Considering that the main accused Mayank Kumar Jha, who is having the bank account, used in the crime has been granted police bail **AND** the petitioner having the same footing and similar placed, the prayer for anticipatory bail of accused Sonu Kumar Jha is **allowed** and he shall be **released on bail** in the event of his arrest **or** surrender **within four weeks** before the concern trial court with two sureties of Rs. 10000/- of like amount.

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10. However since the case is at preliminary stage of investigation and investigation is still going on, therefore **the prosecution and I.O. is given liberty** that **if clenching and sufficient material comes against the petitioner Sonu Kumar Jha, then they can apply for cancellation of bail** based on new material.

11. The petitioner is also directed to join the investigation as and when called and required by the I.O. of this case and shall not tamper with evidence or influence witnesses and if any conditions herein is violate, then in that situation also the I.O. and prosecution is given liberty to apply for cancellation of bail of the accused.

Accordingly the bail petition is disposed of.

Dictated

Sd/-

Avinash Kumar I

Addl. Sessions Judge-IV
Saharsa