

In the Court of Additional Sessions Judge-II, Supaul
(Arising out of Supaul Cyber P.S. Case No.- 29/26)

08/07/26	<u>B.A.-412/26</u> Md. Haider, Aged about-20 years, S/o- Md. Ali Hasan, R/o- Vishanpur, Durga Sthan, Ward No.- 3, P.S.+Distt- Supaul.....Petitioner Versus State of BiharOpposite Party <u>Along with</u> <u>B.A.-419/26</u> Md. Naushad Alam, S/o- Md. Saifuddin, R/o- Shankarpur, P.S.-Birpur, Distt- Supaul.....Petitioner Versus State of BiharOpposite Party	
	Regular bail applications, bearing nos. B.A.-412/26 filed on behalf of accused Md. Haider and B.A.-419/26 filed on behalf of accused Md. Naushad Alam, who are in custody since 09-05-26 and 07-05-26 respectively, are fixed today for hearing. Since both these bail applications are born out of Supaul Cyber P.S. Case No. 29/26, registered u/s 335, 336, 337, 339, 340, 341, 342, 318, 319 of BNS, 66 (C), 66 (D) of I.T. Act and 35, 36, 37, 38, 39, 40 of Aadhar Act, therefore, both these bail applications are being disposed of by this common order. Heard Sri Sanjay Kumar Singh, Ld. Advocate for the petitioner Md. Haider, Sri Nagendra Narayan Thakur Ld. Advocate, for the petitioner Md. Naushad Alam and Mr. Md. Abu Jafar, learned APP for the State. Prosecution case as per the FIR lodged by informant Jitendra Kumar, S.I.- Supaul Cyber P.S., in brief, is that on 05-05-2026 at 12:00 O'clock, he received a secret information that the accused Naushad Alam used to prepare different counterfeit documents, viz. Aadhar Cards, Residential Certificate, Birth Certificates etc., in Naaz Computer Shop situated at Rajendra Chowk under Birpur P.S., for earning money from consumers. Thereafter, <i>sanha</i> was registered and the police party along with patrolling party of Birpur P.S. reached the aforesaid shop, where a person was found who revealed his name as Naushad Alam. It is further alleged that the surrounding people assembled there and the shop was duly searched. It is further alleged that in course of search one Epson Printer, one HP Printer, one Dell CPU, another CPU having yellow logo of WE, one Dell Monitor, one Optical Finger Print Scanner, one Mobile Payment Terminal, one Mobile, one counterfeit Dummy Rubber Finger, L O Finger Scanner (banned by Reserve Bank of India) and several Aadhar Cards and other documents were found in the shop by accused Naushad Alam and also asking about the seized articles. No any satisfactory reply was given. Regarding several Aadhar Cards, the accused informed that he used to enroll/ update for new Aadhar Cards by inviting one Sanjay Deo, who works in the Post-Office, at his shop and also, he used different websites/portals, viz <i>barbartpsxyz</i>, and other counterfeit documents for the purpose of enrollment. The accused also revealed that he had contacted different persons for creating the website, as preparing documents on different portals was costly affair. It is further alleged that counterfeit birth-certificate were also found during raid. On due inquiry and upon going through the URLs printed on different documents, it was clear that counterfeit documents were being prepared. As no other persons came forward to become witness, the police	Contd.

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personnel were entrusted to become witnesses of seizure list and after that seizure list was prepared and the accused Naushad Alam was arrested.

The Learned counsels for the petitioners have submitted that the petitioners are quite innocent and have not committed any offence and have been falsely implicated in this case. It is also submitted that no other bail applications on behalf of petitioners are pending either in the Court of Sessions or in the Hon'ble High Court. They further submit that petitioners do have not any criminal history and the alleged offence is not made out against them. It is further submitted that the accused Haider has not been arrested in the shop, rather his name has been come into picture during the course of investigation. It is submitted that both the accused petitioners are in custody and they are ready to furnish bail bond to the satisfaction of this courts. Accordingly, the Ld. Defence Counsel prayed that the petitioners be enlarged on regular bail.

The Learned APP vehemently opposes the prayers for regular bail of the petitioners and prays for rejection of the same.

Heard and perused the record including FIR and Case diary. Allegedly the case pertains to preparing counterfeit/ forged documents, viz. Aadhar Cards, Birth-Certificates, Residential proofs etc., which are essential to establish identity of citizens and used to financial transactions. Hence, the allegations levelled against the petitioners are quite serious in nature. The case diary reflects that the informant in his re-statement (Para 3) and other witnesses in their statement (Para 4) have supported the factum of occurrence and involvement of petitioner Naushad Alam in the case. Statement of the accused Naushad Alam, recorded by the police during the investigation, is contained in (para 5) of the case diary, wherein, he has admitted about his involvement in preparing counterfeit documents and involvement of the accused petitioners Md. Haider in the case. Also, the statement of the accused petitioner Md. Haider, recorded by Police during the investigation, is contained in Para 25 of the case diary, wherein, he has also admitted about the involvement as well as involvement of accused Md. Naushad Alam and other co-accused persons in the case. Seizure list of the articles seized from the shop of accused Md. Naushad Alam is contained in Para 24 of the case diary. From perusal of materials available on record, it is evident that accused persons did not obtain valid licences for procuring instruments, from the concerned authorities, which were used for preparing aforesaid counterfeit documents. Though, criminal antecedents of petitioners have not reflected in the case diary available so far, but investigation is still pending against these petitioners.

In view of aforesaid discussions, at this juncture, this court is not inclined to enlarge the petitioners on bail. Accordingly, the regular bail application bearing no. **BA-412/26** on behalf of the accused **Md. Haider** and the regular bail application bearing No. **BA-419/26** on behalf of accused **Md. Naushad Alam** stand **Rejected**.

(RAKESH KUMAR-III)
ADDITIONAL SESSIONS JUDGE-II
SUPAUL