

**In the court of District & Addl. Sessions Judge 1st, Bagaha, West Champaran.**  
**Anticipatory Bail Petition No.193/2026**  
**Registration No.-193/2026**  
**(Arising out of Cyber (Bagaha) P.S. Case No.-02/2026)**

**Badal Kumar, aged about 25 years, S/o.-Shambhu Kushwaha, R/o. Village-Charghariya, P.S.-Valmikinagar, District-West Champaran.....Petitioner**  
**vs**  
**State of Bihar.....Opposite Party**

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**07.04.2026** Petitioner Badal Kumar apprehends his arrest in connection with Cyber (Bagaha) P.S. Case No.02/2026, u/s-318(4),112,3(5) BNS & Section 66(C),66(D) I.T. Act pending in the learned Court of the ACJM-II, Bagaha and has filed the present anticipatory bail petition which has been pressed today. Copy of the same has been served to the learned P.P. In-charge for the State. Case diary is available on record.

Sri Ravishankar Prasad, learned counsel on behalf of the petitioner and Sri Prabhu Prasad, learned P.P In-charge for state are present before the Court.

The prosecution case in brief as narrated in the application of informant namely Vishal Anand S.H.O, Cyber Police Station, Bagaha is that he came to know about Cyber fraud by using several bank accounts when he was going through a complain lodged on NCRP Portal. For its verification a team was constituted and raid was conducted at the house of Hira Kumar and Sidharth Kumar who revealed that some other persons are also involved in the alleged incident. On interrogation Hira Kumar and Sidharth Kumar revealed the name of other co-accused persons who are involved in the alleged occurrence. Hira Kumar revealed that he came in contact with a person having mobile number 9934201133 on social media who lured him for opening bank accounts for transaction of money and assured him to pay 10 percent of each of the transaction. On the instance of user of mobile no.9934201133, Hira Kumar persuaded Adarsh Kumar, Sidharth Kumar and his brother Badal Kumar to get involve in the alleged fraud. Suman Thapa, Sanjay Kumar were also found involved in the alleged fraud after recovery of pass book and ATM cards used for commission of fraud. Passbooks, cheque books and ATM cards of several banks in different names were recovered from house of accused persons which were seized. On the basis of self statement of the informant, present case was registered.

It has been submitted on behalf of the petitioner that he is quite innocent and has committed no offence as alleged against him and has been falsely implicated in this case. Earlier no other bail application on behalf of the petitioner has been filed either before this court or any superior court. Petitioner has got no criminal antecedent. It has been submitted that petitioner was persuaded by co-accused Hira Kumar for opening the bank account as he was lured for payment on each transaction made through his account. Petitioner having no much knowledge about the main source of transaction. Nothing has been recovered from the possession of the petitioner. It has been further submitted that there is no eye witnesses of the alleged occurrence. Petitioner has no direct role in the

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**07.04.2026** alleged fraud and he has only been made scapegoat in the alleged incident by the prime accused. Hence, he may kindly be granted privilege of anticipatory bail.

On the other hand learned P.P. In-charge for State vehemently opposed the prayer for bail of the petitioner and submitted that petitioner also got his share in the alleged fraud by opening bank accounts. Petitioner is member of a organized gang and indulged in cyber fraud. In view of above, he does not deserve bail.

Heard the parties and perused the case dairy. From perusal of the same, it transpires that petitioner accused is named in F.I.R. Allegation against the petitioner is that from A/c No.80001700861881 of co-accused Sidharth Kumar, petitioner had withdrawn Rs.2,00,000/- which is obtained through Cyber fraud and there is further allegation against the petitioner that he was operating Cyber fraud out of a rented accommodation. ATM cards in the name of different individuals were also recovered. It also transpires that petitioner accused in collusion with other accused were committing Cyber fraud. Investigation is still pending against the petitioner.

Considering the aforesaid facts and circumstances of the case and material available on record as discussed above, this Court is not inclined to enlarge petitioner accused on bail. Accordingly prayer for bail of the petitioner is hereby **rejected**.

(Dictated & Corrected)

(Manish Dwivedi)  
District & Addl. Sessions Judge 1<sup>st</sup>

<b>Date of order</b>	07.04.2026
<b>Date of Reserving Order</b>	07.04.2026
<b>Uploading Date</b>	10.04.2026
<b>Uploaded By</b>	Manish Roy, Stenographer, DASJ-I