



IN THE HIGH COURT OF ORISSA AT CUTTACK
BLAPL No. 10680 of 2024

Syed Rahil

...

Petitioner

Mr. A.K. Jena, Advocate

-versus-

State of Odisha

...

Opposite Party

Mr. S.K. Rout, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
30.04.2025

Order No.
08.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. This is an application U/S.483 of BNSS by the petitioner for grant of bail in connection with CID CB Cyber P.S. Case No.36 of 2023 corresponding to G.R. Case No.892 of 2023 pending in the file of learned J.M.F.C., Konark, for commission of offences punishable U/Ss.419/ 420/ 465/ 467/ 468/ 471/120-B/34 of IPC r/w. Sections 66(C)/66(D) of the IT Act, on the main allegation of cheating the informant for a sum of Rs.1.17 Crores by way of online fraud along with co-accused persons.
3. In the course hearing, Mr. Asit Kumar Jena, learned counsel for the petitioner submits that the petitioner is the victim of the online fraud because whatever he had received that is Rs.61,00,000/- in



his account from the investors, he transferred it to different accounts of some unknown persons as per the terms and conditions of the App which is acknowledged by Mr. S.K. Rout, learned Addl. Public Prosecutor on instruction.

4. In view of the above facts and after having considered the rival submissions and on going through the materials placed on record, since the learned Addl. Public Prosecutor acknowledges that whatever the petitioner has received in his account has been transferred by him to different accounts of some unknown persons and taking into account the other circumstance on record in entirety including the pre-trial detention of the petitioner in custody since 19.09.2024 with submission of charge sheet in the meanwhile, this Court without expressing any view on merits, admits the petitioner to bail.

5. Hence, the bail application of the Petitioner stands allowed and the Petitioner is allowed to go on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One Lakh) only with two solvent sureties each for the like amount to the satisfaction of the learned Court in seisin of the case on such terms and conditions as deem fit and proper by it with following conditions:-

(i) the petitioner shall not commit any offence while on bail and,



(ii) the petitioner in the course of trial shall attend the trial Court on each date of posting without fail unless his attendance is dispensed with. In case the Petitioner fails without sufficient cause to appear in the Court in accordance with the terms of the bail, the learned trial Court may proceed against the Petitioner for offence U/S.269 of BNS,2023 in accordance with law.

(iii) the petitioner shall not leave the territorial jurisdiction of the trial Court without prior permission till disposal of the case by intimating his present address of stay to the concerned Court,

(iv) the Petitioner shall inform the Court as well as the Investigating Agency as to his place of residence during the trial by providing his mobile number(s), residential address, e-mail, if any, and other documents in support of proof of his residence. The Petitioner shall not change his address of residence without intimating to the Court and Investigating Agency,

(v) in case the Petitioner misuses the liberty of bail and in order to secure his presence, proclamation U/S.84 of BNSS, 2023 is issued and the Petitioner fails to appear before the Court on the date fixed in such proclamation, then, the learned trial Court is at liberty to initiate proceeding against him for offence U/S.209 of BNS, 2023 in accordance with law and

vi) the petitioner shall report attendance before the Jurisdictional Police Station once in a fortnight preferably on a Sunday in each month in between 10 A.M. to 12 Noon for six (06) months



from the actual date of release from the custody.

The IIC of Jurisdictional Police Station shall not detain the petitioner unnecessarily after recording his attendance beyond the time as stipulated.

It is clarified that the Court in seisin of the case will be at liberty to cancel the bail of the petitioner without further reference to this Court, if any of the above conditions are violated or a case for cancellation of bail is otherwise made out. In the wake of aforesaid, the subsequent involvement of the petitioner in future for any grave/similar offence on prima facie accusations may be treated as a ground for cancellation of bail in this case.

6. Accordingly, the BLAPL stands disposed of.

7. Issue urgent certified copy of the order as per Rules.

(G. Satapathy)
Judge

S.Sasmal