



IN THE HIGH COURT OF ORISSA AT CUTTACK

Subharun Das ... **Petitioners**
(In BLAPL No.11535 of 2024)
Sameer Ali
(In BLAPL No. 4100 of 2025)

Mr. S.R. Panda , Advocate
(In BLAPL No.11535 of 2024)
Mr. K. Pattnaik, Advocate
(In BLAPL No. 4100 of 2025)

-versus-

State of Odisha ... **Opposite Party**
Mr. A. Pradhan, Addl. PP

CORAM:
JUSTICE G. SATAPATHY

ORDER(ORAL)
01.05.2025

Order No.
10.

1. This matter is taken up through Hybrid Arrangement (Virtual/Physical Mode).
2. Since these two bail applications arise out of one and same case record, the same are heard together and disposed of by this common order with the consent of the learned counsel for the parties.
3. These are the bail applications U/S.483 of BNSS by the petitioners for grant of bail in connection with CID CB Cyber P.S. Case No.21 of 2024 corresponding to G.R. Case No.395 of 2024 pending in the file of learned J.M.F.C., (Cog. Taking-III), Cuttack, for commission of offences punishable U/Ss. 419/420/465/467/468/471/120-B/34 of the IPC r/w.



Section 66(C)/66(D) of the IT Act, on the main allegation of cheating the gullible investors by alluring them to invest online in their fictitious company like TECHSTARS PRO with the advise of a WhatsApp group created by them in the name of Ram Investment Academy and in the process, cheating the informant for a sum of Rs.2,58,60,000/-.

4. Heard, Mr. Sandeep Raj Panda, learned counsel for the petitioner in BLAPL No. 11535 of 2024, Mr. Kashinath Pattnaik, learned counsel for the petitioner in BLAPL No. 4100 of 2025 and Mr. A. Pradhan, learned Addl. Public Prosecutor in the matter and perused the record.

5. After having considered the rival submissions upon perusal of record, there appears allegation against the petitioners for cheating the informant by alluring him to invest in different fictitious company. The IO, however, in the course of investigation has allegedly found the informant to have deposited Rs.59,00,000/- in the account of the petitioner-Subharun Das, who instantly transferred the money to different accounts through RTGS & IMPS and 18 complaints have been raised against the bank account of the aforesaid petitioner for fraudulent transactions in all over India. Similarly, the IO in the course of investigation has ascertained that the informant had transferred a sum of Rs.45,00,000/- to the account of one "Kathait Financial Services and



Manoj Singh Kathait of Dehradun” and out of the aforesaid amount, a sum of Rs.34,90,028/-has been transferred to the account of “Taj Traders and Collections” which allegedly stands in the name of petitioner-Sameer Ali. It is also alleged against the petitioners that they operate in gang by hatching criminal conspiracy to cheat innocent gullible public.

6. In view of the aforesaid facts and after having considered the rival submissions and taking into account the nature and gravity of the offence as alleged against the petitioners vis-à-vis the accusations sought to be brought against them and regard being had to the mode and manner in which the informant has been cheated for a sum of Rs.2.58Crores and some odd and taking into account the other circumstances on record in entirety, this Court does not consider it proper to grant bail to the petitioners at this stage, especially when the trial is yet to commence.

Hence, these two bail applications of the petitioners namely Subharun Das in BLAPL No.11535 of 2024 and Sameer Ali in BLAPL No.4100 of 2025 stand rejected. Accordingly, BLAPL Nos. 11535 of 2024 & 4100 of 2025 stand disposed of.

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

(G. Satapathy)
Judge