

Court No. - 86

Case :- APPLICATION U/S 482 No. - 42003 of 2023

Applicant :- Manoj Kumar Dubey

Opposite Party :- State Of U.P. And 2 Others

Counsel for Applicant :- Kamlesh Kumar Yadav

Counsel for Opposite Party :- G.A.,Udit Chandra

Hon'ble Rajiv Gupta,J.

1. Heard learned counsel for the applicant, learned AGA for the State, Shri Nitesh Patel, Advocate holding brief of Shri Udit Chandra, learned counsel for the opposite party no.3 and perused the record.

2. Learned counsel for the opposite party no.3 has informed the Court that arrears of Rs.20,000/- is due upon the applicant.

3. Learned counsel for the applicant has submitted that offence is compoundable offence and the applicant is ready to pay the entire arrears amount as determined by the Power Corporation.

4. In view of the above, in case the applicant pays entire due arrears amount to the Power Corporation and thereafter, moves an application for compounding the offence before the court below within a period of two month from today, the court below shall pass appropriate orders on it in accordance with law.

5. For a period of two month from today, no coercive action shall be taken against the applicant in pursuance of charge sheet dated 18.01.2023 and cognizance/summoning order dated 21.08.2023 passed in Criminal Case No.118 of 2023 arising out of Case Crime No. 150 of 2020, under Section 135 of Electricity Act (Amendment), Police Station Anti Power Theft Ghazipur, District Ghaziabad, pending in the court of Special Judge, E.C. Act, Court No.4, Ghazipur.

6. With the aforesaid observations, present application under Section 482 CrPC is finally disposed off.

Order Date :- 7.12.2023/Subham