

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47040 of 2018

Arising Out of PS.Case No. -469 Year- 2017 Thana -BANKA District- BANKA

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Sanjiv Kumar @ Sanjiv Kumar Yadav, Son of Umesh Yadav, resident of
Village- Fatehpur, Police Station- Zeromile, District- Bhagalpur.

.... Petitioner

Versus

1. The State of Bihar.
2. The South Bihar Power Distribution Company Limited.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Md. Najmul Hodda
For the Opposite Party/s : Mr. Bal Mukund Prasad Sinha
For SBPDCL : Mr. Lokesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 20-08-2018 Heard learned counsel for the petitioner.

Petitioner apprehends his arrest in connection with Banka
P.S.Case No. 469 of 2017 registered for the offences punishable
under Sections 419, 420, 379 of the Indian Penal Code and Section
135 of Electricity Act.

Allegation as per FIR is of causing theft of electricity
energy and causing loss of revenue to the Power Distribution
Company Limited and there is specific allegation against the
petitioner that he was the instrumental for that.

Submission of learned counsel for the petitioner is that
other accused persons have been granted bail as mentioned in
paragraph-10 of the petition and though there is allegation
petitioner was instrumental in getting the meter manipulated but
he was working at Bhagalpur and occurrence took place at Banka



and moreover wife of petitioner has filed an application before the Superintendent of Police for getting the matter verified with the help of CDR location as there is specific allegation that petitioner had talk with the other accused persons.

Heard learned APP and learned counsel for South Bihar Power Distribution Company Limited.

Having heard both sides and in the facts and circumstances, as stated above, let the petitioner, named above, in the event of his arrest or surrender, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Banka, in connection with Banka P.S.Case No. 469 of 2017, subject to the conditions as laid down under Section 438(2) Cr.P.C. and further condition is that one of the bailors shall be a local person having sufficient immovable properties within the jurisdiction of court concerned.

(Vinod Kumar Sinha, J)

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