

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18829 of 2019**

Arising Out of PS. Case No.-11 Year-2019 Thana- BARBIGHA District- Sheikhpura

RAMVILAS PRASAD @ RAMVILAS YADAV @ RAMBILASH PRASAD
Son of Jhori Yadav @ Jhourri Yadav @ Deyodhi Yadav Resident of Village -
Musapur, P.S.- Barbigha (Keoti O.p.), distt.- Sheikhpura.

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Managing Director, South Bihar Power Distribution Co. Ltd. Vidyut Bhawan, Bailey Rd. Patna. Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Diwakar Prasad Karn
For the Opposite Party/s : Mr.Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 21-06-2019 Heard the parties.

This application is for grant of regular bail in connection with Barbigha (Keoti O.P.) P.S.Case No.11 of 2019 dated 12.1.2019 for the offences under Section 135 of the Electricity Act.

Allegation against the petitioner is of commission of energy theft for running Poultry Farm and causing loss of Rs.47,504/- to the state exchequer.

Submission of the learned counsel for the petitioner is that Poultry Farm is not of the petitioner and he has falsely been implicated in this case, however, after some argument, it is submitted that he will pay the amount if some



reasonable time is given to the petitioner and that amount shall be subject to result of the case.

Heard learned A.P.P. and the learned counsel for the South Bihar Power distribution Co. Ltd.

In such view of the matter, the petitioner is directed to surrender within a period of four weeks from the date of receipt of the order with a bank draft of Rs.7,504/- in favour of South Bihar Power distribution Co. Ltd. and if the same is filed, he will be released on provisional bail in connection with Barbigha (Keoti O.P.) P.S.Case No.11 of 2019 dated 12.1.2019 for a period of four months and during that period, he has to pay rest of the amount in four equal installments in the first week of each month.

It is made clear that once the total amount is paid, his bail bond shall be confirmed and the payment shall be subject to result of the final adjudication of the case and it is also made clear that failure to make payment of any installment, his bail bond shall be cancelled.

With the above direction, this application is disposed of.

(Vinod Kumar Sinha, J)

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