

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43673 of 2019

Arising Out of PS. Case No.-1111 Year-2018 Thana- MADHEPURA District- Madhepura

Manbodh Yadav @ Manmod Yadav, Son of Upendra Yadav, Resident of
Village - Chiknautwa, Ward No. 06, P.S.- Madhepura (Ghailadh), District-
Madhepura

... .. Petitioner

Versus

1. The State of Bihar
2. North Bihar Power Distribution Company Ltd. Through its Managing
Director Vidyut Bhawan, Boring Road, Patna

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra

For the Opposite Party/s : Mr. Umesh Lal Verma

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 09-09-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner apprehends his arrest in connection with
Madhepura (Ghailarh) P.S. Case No.1111/2018 registered for the
offence punishable under Section 135 of the Electricity Act,
2003.

Petitioner is said to have run the Flour Mill by 8 H.P.
motor taking illegal electric connection, causing loss of
Rs.5,54,265/- to the electric department.

It is submitted by learned counsel for the petitioner
that the petitioner has purchased the aforesaid 08 H.P. Motor for
running the flour mill on 20.10.2018 and had applied for the



electric connection for running the said mill but no connection was given to him as the illegal demand of graft made by the informant was not fulfilled by the appellant. The aforesaid charge is exorbitant. The petitioner is ready to pay the electric charges as per the actual consumption by him. The petitioner has no criminal antecedent.

On the other hand, learned APP opposed the bail prayer of the petitioner.

In the facts and circumstances of the case, let the above named petitioner be released on provisional bail for three months, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Madhepura in connection with Madhepura (Ghailarh) P.S. Case No.1111/2018, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

Petitioner is directed to file representation before the Electric Department and deposit the electric bill and furnish the receipt of same in the court below within stipulated period. Electric department is directed to dispose of the matter considering the representation of the petitioner within one



month of making representation by him on submitting receipt of deposit by the petitioner the learned lower court shall be at liberty to confirm the provisional bail of petitioner.

Accordingly, this petition stands disposed of.

(Prakash Chandra Jaiswal, J)

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