

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50931 of 2019

Arising Out of PS. Case No.-89 Year-2019 Thana- NARHATT District- Nawada

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SUNIL KUMAR @ SUNIL MAHTO Son of Late Shri Mahto Resident of
Village/Mohalla- Kajipura, P.S- Narhat, District- Nawada, Bihar.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. South Bihar Power Distribution Company Limited. Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar No2
For the Opposite Party/s : Mr. Ajay Kumar Gautam

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL
ORAL ORDER

2 16-11-2019 Heard learned counsel for the petitioner and learned
counsel for the O.P. No.2.

The petitioner apprehends his arrest in connection
with Narhat P.S. Case No.89/2019 registered for the offences
punishable under Sections 379 of the Indian Penal Code and
Section 135 of the Indian Electricity Act.

Petitioner is said to have been running flour mill by
taking illegal electric connection causing damage to the tune of
Rs.1,69,149/- to the Electricity Department.

It is submitted by learned counsel for the
petitioner that the petitioner has no concern with the aforesaid
occurrence. He has never consumed electricity by taking illegal
connection. Nothing incriminating has been recovered from the



possession of the petitioner. However he is ready to deposit 50 percent of the loss amount in two instalments, hence, he may be enlarged on anticipatory bail.

Learned counsel for the O.P. No.2 has raised no objection in granting anticipatory bail to the petitioner subject to aforesaid deposit of money.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, 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 the learned Special Judge, Electricity-Magadh Area, Gaya in connection with Narhat P.S. Case No.89/2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C. with a direction to the petitioner to deposit 50 percent of the aforesaid amount in two equal installments of one month each.

(Prakash Chandra Jaiswal, J)

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