

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55902 of 2019

Arising Out of PS. Case No.-174 Year-2014 Thana- SASARAM MUFFSIL District- Rohtas

GOPAL MAHATO S/o Kameshwar Mahato R/o village- Amri, P.S.- Sasaram
(Muffasil), District- Rohtas at Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad

For the Opposite Party/s : Mr.Awadhesh Kumar Singh

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL ORDER

[illegible]

The petitioner apprehends his arrest in connection with Sasaram (Muffasil) P.S. Case No. 174 of 2014, registered under Section 135 of the Bihar Electricity Act, pending in the court of the Chief Judicial Magistrate, Rohtas at Sasaram.

The accusation is of committing theft of electric power by the petitioner by putting hook in L.T. Line causing loss to the electricity department to the tune of Rs. 1, 87, 379/-.

Learned counsel appearing on behalf of the petitioner submits that it would appear from the F.I.R. that fardebayan of the informant was recorded on 24.02.2014, but the F.I.R. was lodged on 25.02.2014. The offence as alleged in the F.I.R. is compoundable under Section 152 of the Electricity



Act, 2003.

Having considered the facts and circumstances of the case and the nature of allegation against the petitioner and the fact that the offence as alleged in the F.I.R. is compoundable under Section 152 of the Electricity Act, 2003, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, his prayer for grant of anticipatory bail stands rejected. The petitioner is directed to surrender before the trial Court within four weeks and pray for regular bail, which would be considered by the trial Court in accordance with law without being prejudiced by the order of this Court.

(Rajendra Kumar Mishra, J)

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