

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8880 of 2019

Arising Out of PS. Case No.-461 Year-2018 Thana- KISHANGANJ District- Kishanganj

Sanjeev Kumar Karn, Son of Kapleshwar Lal Karn @ Kapileshwar Lal R/o
village- Dumaria, P.S- Kishanganj

... .. Petitioner

Versus

1. The State Of Bihar,
2. North Bihar Power Distribution company Ltd. Bidyut Bhawan, Bailey Road,
Patna Bihar

... .. Opposite Parties

Appearance :

For the Petitioner/s	:	Mr. Rishikesh Ojha, Advocate
For the Electricity Board:		Mr. Vinay Kirti Singh, Sr. Advocate,
For the State	:	Mr. Rana Randhir Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 08-05-2019 Heard learned counsel for the petitioner, learned
counsel appearing on behalf of Electricity Board and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Kishanganj P.S. Case no. 461 of 2018, registered under
Section 135 of the Electricity Act.

The accusation is that informant being the Junior
Electrical Engineer, Electric Supply Section, Kishanganj
(Urban) made raid on 09.07.2018 in the premises of Sanjeet
Kumar Karn (Petitioner) then found that one Smt. Sushmita
Devi, wife of Rishikesh Lal Karn, resident of Dumriya,
Kishanganj had taken connection bearing consumer No.



400749649/DMR/DS2/6096 and her electric connection was closed due to dues of Rs. 96426/-. Thereafter, petitioner again applied for electric connection on 02.11.2017, but the electric connection could not be established due to earlier dues, but it was found that petitioner was using electric energy by putting hook and as such the department has suffered loss total of Rs. 96426+36808=133232/-

Learned counsel for the petitioner submits that, admittedly, the petitioner applied for electric connection on 02.11.2017 and as per F.I.R. the electric connection was not given and petitioner consumed electric energy worth of Rs. 36808/-. Further submission is that petitioner is ready to deposit Rs. 36808/-, which is said to be caused loss to the electricity department by putting hook by this petitioner.

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 Chief Judicial Magistrate, Kishanganj in connection with Kishanganj P.S. Case No. 461 of 2018, subject to condition laid down under Section 438(2)



Cr.P.C. with further condition that on the date of surrender, the petitioner will file receipt regarding depositing of Rs. 36808/- in the head of Electricity Department on affidavit.

(Rajendra Kumar Mishra, J)

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