

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10526 of 2020

Arising Out of PS. Case No.-89 Year-2018 Thana- KASMA District- Aurangabad

SANJAY KUMAR SINGH @ CHANDRA BHUSHAN SHARMA (Male),
aged about 62 years, son of Late Braj Bhushan Singh @ Late Radheshyam
Sharma, resident of Mohalla - Chitsari Nutan Nagar, Police Station - Civil
Lines, District - Gaya. Permanent resident of village - Lodipur, Police Station
- Kasma, District-Gaya.

... .. Petitioner

Versus

1. The State of Bihar.
2. The South Bihar Power Distribution Company Ltd. through its Managing
Director, Bihar, Patna.

... .. Opposite Parties

Appearance :

For the Petitioner/s	:	Mr.Manish Kumar No.2, Advocate
For the State	:	Mr. Binod Kumar, APP
For the S.B.P.D.C.L.	:	Dr. Anand Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 04-03-2020 Heard learned counsel for the petitioner and
learned counsel for the State.

In this case, the petitioner is seeking anticipatory
bail in connection with Kasma P.S. Case No. 89 of 2018,
registered for the offence under Section 135 of the Indian
Electricity Act.

There was a drive for finding out illegal use of
electric power and on that account raid was conducted at
different places and found that the establishment of present
petitioner, who is alleged to be the contractor attached to the
construction of building, was using the electric power illegally,
thereby assessment has been made of causing loss of
Rs.1,23,479/-



Learned counsel for the petitioner submits that the petitioner is ready to deposit 50% of the assessed amount.

In such view of the matter, let the petitioner, above-named, be released on *provisional anticipatory 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 bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the Special Judge (Electricity), Magadh Area, Gaya, in connection with Kasma P.S. Case no. 89 of 2018, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure. Further condition is that the petitioner shall deposit 25% of the assessed amount at the time of furnishing bail bonds before the Court below. If the petitioner deposits the aforesaid 25% assessed amount, then the Court below will accept his bail bonds otherwise his bail bonds would not be accepted. The petitioner would deposit rest 25% of the assessed amount within one month thereafter. If the petitioner deposits 50% of the assessed amount within the period, as stated herein-above, then his provisional bail will be confirmed.

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(Shivaji Pandey, J)

