

09.04.2021
SL No.254
Court No.28
(gc)
(Allowed)

CRM 711 of 2021
(Via video Conference)

In Re:- An application for anticipatory bail under section 438 of the Code of Criminal Procedure filed in connection with Nimta Police Station Case No.712 of 2020 dated 15.11.2020 under Sections 135(1A)/138 of the Electricity Act, 2003.

And
In the matter of : **Rabin Patra**
- Petitioner

Md. Shamim Halder,
... For the Petitioner.
Ms. Kum Kum Mitra,
... For the State.
Ms. Sreyashee Biswas,
... For the CESC Ltd.

Learned Counsel for the petitioner submits that a settlement was arrived at with the CESC Ltd. by way of a sum assessed at Rs.1,21,306/-. The learned Counsel submits that the aforesaid settled amount has already been paid.

Ms. Sreyashee Biswas, learned Counsel appears for the CESC Ltd.

In view of such settlement and the original bills produced before this Court, we direct the learned Special Court to assess the genuineness of the said documents and on a proper assessment of the same, the learned Special Court would thereafter release the petitioner on bail, in case the petitioner is ready to furnish a bond of Rs.5,000/- with two sureties of like amount each.

As such, the relief claimed in the application for anticipatory bail is allowed.

Accordingly, the application for anticipatory bail, being CRM 711 of 2021, is allowed and disposed of.

All parties shall act on the server copies of this order duly downloaded from the official *website* of this Court.

(Tirthankar Ghosh, J.)

(Soumen Sen, J.)