

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26362 of 2021

Arising Out of PS. Case No.-290 Year-2020 Thana- WAJIRGANJ District- Gaya

Shankar Saw S/O Sahvir Saw R/O Kadhariya, P.S-Wazirganj, District-Gaya.

... .. Petitioner/s

Versus

1.The State Of Bihar
2. Assistant Electrical Engineer-cum-Assessing Officer, Electric Supply Sub-Division, Wazirganj, Gaya

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Ajit Ranjan Kumar, Advocate
For the State	:	Mr. Umeshanand Pandit, APP
For Opp. Party No.2	:	Mr. Ajay Kumar Gautam, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

4 28-04-2022 Heard learned counsel for the petitioner, learned APP

for the State as well as learned counsel for the opposite party

no.2.

The petitioner apprehends his arrest in connection
with Wazirganj P.S. Case No.290 of 2020 registered for offences
under Section 135 of the Bihar Electricity Act.

A counter affidavit has been filed on behalf of the
South Bihar Power Distribution Company Limited by Mr. Ajay
Kumar Gautam, learned counsel for the Company, which is
taken on record .

Learned counsel for the petitioner has fairly submitted
that the petitioner is ready to deposit the loss amount.

In view of the aforesaid submission, this application



for anticipatory bail is allowed.

Accordingly, let petitioner, above-named, in the event of his arrest or surrender within four weeks from today, be released *on interim bail for a period of one year* on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge (Electricity), Magadh Area, Gaya in connection with Wazirganj P.S. Case No.290 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

At the time of surrender, the petitioner will deposit 25% of total amount of Rs.2,82,475/- by way of bank draft in the name of the South Bihar Power Distribution Company Limited which will be handed over to the Power Distribution Company. Thereafter in six equal installments, the petitioner will pay the balance amount. The entire balance amount shall be paid within one year. If the petitioner surrenders and prays for interim bail, he shall be granted interim bail for a period of one year and after payment of the entire amount, the interim bail of the petitioner shall be confirmed.

It is also desirable that the Power Distribution Company may, after getting the entire amount, take instructions for withdrawal of the prosecution against the petitioner.



With the aforesaid observation and direction, this application is allowed.

(Sandeep Kumar, J)

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