

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45025 of 2022

Arising Out of PS. Case No.-220 Year-2018 Thana- KAUWAKOL District- Nawada

Sanoj Kumar Son of Arjun Yadav @ Arjun Prasad Yadav Resident of Village -
Nawadih, Post Office - Nawadih, P.S.- Kauwakol (Rupo), District – Nawada.
... .. Petitioner/s

Versus

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

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Ujjawal Kumar Singh
For the Opposite Party/s :	Mr.Nawal Kishore Prasad
For the informant	Mr. Ajay Kumar Gautam

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-12-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Kauwakol (Rupo) P.S. Case no. 220 of 2018 instituted for
the offence under Section 353 of the Indian Penal Code and
Section 135 of the Electricity Act.

Prosecution case relates to theft of electricity by the
petitioner who runs floor mill as a result of which loss of Rs.
2,97,695/- to the government.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. Petitioner had approached the authority and when the



authority found their fault, on 19.10.2018, they issued a letter to the Electricity Court, Magadh Area, Gaya stating there is that this letter is being issued for correction in FIR No. 220 of 2018 and from Annexure-3, it appears that the authority has prayed to Electricity Court to discharge the petitioner from the instant case. He has got no criminal antecedent.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Kauwakol (Rupo) P.S. Case no. 220 of 2018, he will be enlarged on bail 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 subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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