

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10728 of 2021

Arising Out of PS. Case No.-58 Year-2020 Thana- RISIYAP District- Aurangabad

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SANTOSH KUMAR VERMA @ SANTOSH KUMAR Son of Sineshwar
Verma @ Suneshwar Prasad Resident of Village - Dudhar, P.S. - Risiup,
District - Aurangabad.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nishant Kumar, Assistant Electrical Engineer cum Acquiring Officer
Electric Supply Dub Divishon Aurangabad.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bindeshwar Prasad Singh
For the Opposite Party/s : Mr. APP

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 06-01-2022 Heard the learned counsel for the petitioner and

learned APP for the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Risiup P.S. Case No. 58/2020

instituted for the offence under Section 135 of the Electricity

Act.

The petitioner is alleged to have consumed

electricity worth Rs. 3,60,145/- in an unauthorized manner.

The learned counsel for the petitioner has

submitted that he had applied for the electric connection

sometimes before but he was being demanded money for



giving electric connection.

Be that as it may, the petitioner is ready to pay Rs. One Lakh, subject to his rights and contentions later and to continue with uninterrupted electric connection for which he shall make a necessary representation before the authorities.

In view of the aforesaid submission made on behalf of the petitioner, this Court deems it appropriate to direct that in the event of the petitioner presenting a proof of having paid Rs. One Lakh, subject to his rights and contentions later, before the concerned authority of Electricity Department, he shall be released on bail in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on furnishing bail bonds 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 Risiup P.S. Case No. 58/2020, subject to the condition laid down under Section 438 (2) of the Code of Criminal



Procedure.

However, this order shall not be construed as composition of the offence. The deposit of money is only subject to the rights and contentions of the petitioner later, which shall be decided after investigation.

(Ashutosh Kumar, J)

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