

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3245 of 2023

Arising Out of PS. Case No.-466 Year-2022 Thana- SAUR BAZAR District- Saharsa

SARWAN KUMAR S/O HASIM GADDI Resident of Village- Baijnathpur,
P.S.- Sour Bazar, District- Saharsa.

... .. Petitioner/s

Versus

1. The State of Bihar
2. THE NORTH BIHAR POWER DISTRIBUTION CO. LTD. THROUGH ASSISTANT ELECTRICITY ENG. ELECTRICITY SUPPLY. Saur Bazar, Saharsa.

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Bimlesh Kumar Pandey
For the State	:	Mr. Sanjay Kumar Tiwary
For the Opposite Party No.2.	:	Mr. Mukti Nath

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 03-04-2023 Heard learned counsel for the petitioner, the learned A.P.P. for the State and learned counsel appearing on behalf of the opposite party no.2.

The petitioner apprehends arrest in connection with Sour Bazar P.S. Case No. 466 of 2022 registered under Sections 379, 411 of the Indian Penal Code and 136 of the Indian Electricity Act.

Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and has falsely been implicated in the present case due to ulterior motive. Further he submits that from perusal of seizure list, it is apparent that the alleged recovery has been made on the road going towards



Saharsa. It is also submitted that the seized vehicle, from which the alleged oil was recovered, does not belong to petitioner. Petitioner has no criminal antecedent.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of the Judicial Magistrate, 1st Class, Saharsa in connection with Sour Bazar P.S. Case No. 466 of 2022, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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