

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46674 of 2023

Arising Out of PS. Case No.-36 Year-2023 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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GUDDI DEVI Wife of Sanjay Kumar Resident of Village-Raja Dumri, P.S.-
Muffasil (Lakho O.P.), District-Begusarai

... .. Petitioner/s

Versus

1. The State of Bihar
2. North Bihar Power Distribution Company Ltd. Patna Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr.Sandip Kumar Gautam, Adv.
For the Opposite Party/s :	Mrs.Anita Kumari, APP
For the Electricity Board:	Dr. Anand Kumar, Adv.
	Mr.Ramesh Gupta, Adv.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 19-09-2023 Heard learned counsel for the petitioner, learned counsel
for the North Bihar Power Distribution Company Limited and
learned APP for the State.

2. The petitioner apprehends her arrest in a case registered
for the offence punishable u/s 135 of Electricity Act.

3. Allegation on petitioner is that she had made loss to the
Electricity Department worth Rs.6,54,371/- (theft of electricity).

4. It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. She
has been falsely implicated in this case merely on suspicion. It is
submitted that vide order dated 08.09.2023, the informant
prayed for time to file a detailed counter-affidavit or take



instruction but no counter-affidavit has been filed nor any instruction has been given by the said Company. Learned counsel for the petitioner submits that the current balance shown by the Mobile app on 20.01.2023 was Rs.17507/- and thereafter the petitioner deposited Rs.18,000/- on 23.01.2023 and final balance shown as Rs.348.05/-. Petitioner has no criminal antecedent.

5. Learned APP for the State as well as learned counsel for the Electricity Board opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case and considering that there is accounting dispute between the parties, let the above named petitioner, be released on bail, in the event of her arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Muffasil P.S. Case No.36/2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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