

22.08.2023
Serial no. 2
[G.S.D]

CRM (SB) 166 of 2023

In re : An Application for **Bail** under Section **439** of the Code of Criminal Procedure in connection with Special Case No. 159 of 2022 arising out of Noapara P.S. Case No. 376 of 2022 dated 01.11.2022 under Sections 135/138 of the Electricity Act, 2003.

-And-

In the matter of : Krishna Chowdhury

... .. Petitioner

Mr. Palash Chandra Majhi

... .. For the Petitioner

Ms. Sreyashee Biswas

... For the CESC

Mr. Arijit Ganguly

Mr. Koushik Kundu

... ..*For the State.*

The petitioner is in custody since 4th of May, 2023 and has already deposited the sum of Rs.32,000/-, as submitted by the Learned Advocate appearing for the petitioner.

Ms. Biswas, Learned Advocate, appearing for the CESC Authority, acknowledges that such sum has already been deposited with the concerned authorities.

Having regard to the nature of the case, which is under Section 135/138 of the Electricity Act, I am of the view that further detention of the petitioner is unwarranted in the facts of the case.

Accordingly the prayer for bail of the petitioner is
Allowed.

Accordingly, the petitioner viz, **Krishna Chowdhury** shall be released on bail upon furnishing bond of Rs.10,000/- (Rupees Ten Thousand only), with two sureties of like amount each, one of whom must be local, to the satisfaction of the Learned Special Judge, Electricity Act, Barrackpore or the Learned ACJM, Barrackpore.

If on bail, the petitioner shall be physically present on each and every date so fixed by the Court.

Accordingly, CRM(SB) 166 of 2023 is allowed.

Pending application(s), if any, is also disposed of.

Parties to act on a server copy of this order duly collected from the official website of the Hon'ble High Court, Calcutta.

Urgent Photostat certified copy of this order, if applied for, be supplied to the parties subject to compliance with all requisite formalities.

(Tirthankar Ghosh, J.)

