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10.07.2025
Ct. No. 2
b.das
Allowed

IN THE HIGH COURT AT CALCUTTA
Circuit Bench at Jalpaiguri
Criminal Miscellaneous Jurisdiction

C.R.M. (A) 527 of 2025

In Re : An application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 filed in connection with Falakata Police Station Case No. 281 of 2025 dated 05.06.2025 under Sections 135(1)(e) of the Electricity Act.

And

In Re : **Ananda Saha** **...petitioner.**

Mr. Sourav Ganguly
Mr. Bibek Tarafder
Mr. Gopal Roy
Ms. R. Chakraborty
Mr. B. K. Nandi ... for the Petitioner.

Mr. Kallol Acharjee
Mr. Biswarup Roy ... for the State.

Heard learned counsels for the parties.

Learned counsel for the petitioner submits that the petitioner is a partner of the partnership business and is the owner of the entire property in dispute. Electricity connection taken by the company has been utilized for the various shops in the premises owned by the partnership firm. The petitioner complained before the authority of unauthorized supply of electricity being taken by the tenants of his premises without his consent. As a retaliation, the present complaint has been filed.

Learned counsel for the State opposes the prayer.

I have considered the material on record. The petitioner has produced relevant title deed and partnership deed in support of his contention. He has responded to the notice issued upon him under Section 35(3) of the BNSS. Therefore it can be inferred that the petitioner has co-operated in investigation and his custodial interrogation is not required.

In view of the above, this Court is inclined to grant anticipatory bail to the petitioner.

Accordingly in the event of arrest, the petitioner **Ananda Saha** be released on bail upon furnishing a bond of Rs.10,000/-(Rupees Ten Thousand), with two sureties of like amount each, to the satisfaction of the Arresting Officer and also subject to the conditions laid down under Section 482(2) of the BNSS. The petitioner shall appear before the jurisdictional Court and pray for regular bail within two weeks from date.

The application for anticipatory bail is thus disposed of.

Case diary be returned.

All parties shall act on the server copy of this order duly downloaded from the official website of this Court.

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

(Suvra Ghosh, J.)

