2026:AHC:228979

HIGH COURT OF JUDICATURE AT ALLAHABAD

APPLICATION U/S 528 BNSS No. - 48000 of 2026

Janardan Tripathi

.....Applicant(s)

Versus

State Of U.P. And 2 Others

.....Opposite Party(s)

Counsel for Applicant(s)	:	Saurabh Pandey
Counsel for Opposite Party(s)	:	G.A., Sushil Kumar Pandey

Court No. - 73

HON'BLE DR. GAUTAM CHOWDHARY, J.

1. Heard learned counsel for applicant, learned A.G.A. for State and Mr. Sushil Kumar Pandey learned counsel for Electricity Department.

2. The instant application has been preferred for quashing the entire criminal proceedings of Special Criminal Case No. 1776 of 2018 (State vs. Janardan Tripathi), arising out of Case Crime No.1428 of 2022, under Section 135 of the Indian Electricity (Amendment) Act, Police Station Ante Power Theft, District Sonbhadra, pending in the court of Additional Sessions Judge, Court No. 1, Sonbhadra.

3. Learned counsel for the applicant submits that the applicant is ready and willing to deposit the compounding charges before the Electricity Department. Therefore, on this ground, the applicant prays for quashing of the impugned proceedings.

4. Learned A.G.A. as well as learned counsel for the Electricity Department have no objection over the prayer made by the applicant's counsel.

5. In view of the submissions made by both the parties and considering the nature of offence, the entire proceedings in shape of Special Criminal Case No. 1776 of 2018 (State vs. Janardan Tripathi), arising out of Case Crime No.1428 of 2022, under Section 135 of the Indian Electricity (Amendment) Act, Police Station Ante Power Theft, District Sonbhadra, pending in the court of Additional Sessions Judge, Court No. 1, Sonbhadra, is hereby quashed, subject to the following conditions:-

(a) The applicant shall deposit the compounding charges to the Electricity Department within one month from the date of receipt of copy of this order.

(b) Upon payment, the applicant shall file a copy of the

payment receipt before the trial court. The trial court shall thereafter verify the same from the Electricity Department.

(c) After the verification of deposition of compounding fee/charges by Electricity Department, the entire proceeding of the aforesaid case shall immediately be closed and consigned to record.

(d) In case of non-compliance, the trial court shall be at liberty to proceed in accordance with law without reference to this Court.

(e) So far as realization of the electricity dues, the Electricity Department shall be at liberty to realize the same in accordance with law.

6. With the aforesaid directions, the application stands **disposed of.**

(Dr. Gautam Chowdhary,J.)

November 2, 2026
CP.sahani

Digitally signed by :-
CHANDRA PRAKASH SAHANI
High Court of Judicature at Allahabad