

IN THE COURT OF ADDITIONAL SESSIONS JUDGE- I-CUM- Spl. Judge
S.C/S.T (P.O.A) Act, BANKA
A.B.P. Case no. 556 of 2026
CIS Reg. No.- 556/2026

In the matter of
Ghoghan Yadav.....Accused/Petitioner,
versus
State of Bihar.....Opposite Party

F.I.R- Banka P.S. case no.-131/2026

Offence u/s- 135 of Bihar Electricity Act 2003

For Petitioners- Smt. Lakshmi Kumari, Learned Advocate, Civil Court, Banka

For the state- Sri Subodh Kumar Mishra, Learned A.P.P., Banka

Present- Kumar Amit Manu

A.S.J-I-cum-Spl. Judge

S.C/S.T. Act Banka

22.04.2026 This anticipatory bail petition has been filed under section 438 of Cr.P.C. on behalf of accused person namely **Ghoghan Yadav**, who is apprehending his arrest in connection with Banka police station case number-131/2026, registered under sections 135 Bihar Electricity Act.

According to FIR the prosecution case in short is that on 07.03.2026 upon the secret message received raid has been conducted by the electricity department after forming a team. Raiding team has found that with the help of illegal connection electricity was used in the premises of petitioner. Total of Rs.38,270/- loss has been occurred to the electricity department due to theft of electricity by the petitioner.

Heard learned counsel Smt. Lakshmi Kumari appearing on behalf of the petitioners and learned A.P.P. Sri Subodh Kumar Mishra appearing on behalf of the state.

The learned counsel of the petitioner has submitted that the petitioner is quite innocent and have not committed any offence as alleged in the FIR and petitioner is falsely been implicated in this case due village politics. The Petitioner is a consumer of electricity department and never misused the electricity. Petitioner is a poor man and he use electric only as domestic purpose and petitioner is ready and willing to pay the amount in installment. Accordingly, it has been prayed to allow the said anticipatory bail petition.

On the other hand, the learned APP appearing for the state also concedes the same.

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continue..

22.04.2026 Heard both the parties and perused the case record. Petitioner is ready to deposit loss amount of Rs. 38,270/- in favour of Electricity department in four installments on his own free will and volition.

In view of the aforesaid facts and circumstances, I am inclined to grant anticipatory bail to the petitioner. Accordingly, the anticipatory bail of the petitioner as named above is allowed and it is ordered that in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt of the copy of this order, be released on bail on furnishing bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of the learned court below subject to the condition as mentioned U/s 438(2) of Cr.P.C. (482(2) BNSS) and other conditions that:-

- (i) petitioner will deposit Rs. 38,270/- in favour of the Electricity Department in four installments.
- (ii) Out of the four installments, the petitioner will deposit Rs. 9,569/- as first installment in favour of Electricity Department in the month April 2026 and the receipt of the same will be produced by the petitioner at the time of filing his bail bond.
- (iii) Out of the rest three installments, each of Rs. 9,567/- will be deposited by the petitioner by three months consecutively till July 2026, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioner.

Sd/-
(Kumar Amit Manu)
A.S.J.-I-cum-Spl.
Judge S.C./ S.T. (P.O.A) Act
Banka

Date of order	23.04.2026
Date of Reserving order	23.04.2026
Uploading Date	23.04.2026
Uploaded by	Shashi Shekhar

Memo No..... Dated.....

Office of .A.S.J-I, Banka

Copy Forwarded to the Ld. Court of C.J.M, Banka, for kind information and needful.

A.S.J.-I
Banka