

Order Sheet [Contd]

SCELE case no 1196 / 2023
M.P.E.B. Vs. Dinkar Gautam

Date of Order or Proceeding	Order or proceeding with Signature of Presiding Officer	Signature of Parties or Pleaders where necessar
12-03-2024	The original record was recieved and it was taken on number. Shri Puspraj Singh i m counsel appeared for complainant. Accused are absent. In this stage the counsel of complainant submitted an application u/s 321 of Cr.P.C. for withdrawing from prosecution. Complainant has filed this complain u/s 138 of electricity act 2003 against the accused. The complainant submitted in his application u/s 321 of Cr.P.C. that accused persons have deposited the assessment/ interest amount of complainant, when he was noticed by the complainant. It was also submitted that the said amount has been adjusted in the document of the office of complainant and it is admitted by the complainant. Therefore complainant does not want to proceed further in the case and he wants to withdraw from prosecution. It was also submitted that the application is bona-fide & lawful and there is no any collusion between the parties. Therefore, it is requested that the accused be discharged. Heard the parties. Perused the record. From its Perusal, it is clear that the complainant had filed this complain u/s 138 of electricity act against the accused persons. It is also clear that the application of complainant is bona-fide, lawful and there is no any collusion of parties in the case. It is also clear that the assessment and interest amount has already been deposited and it was adjusted in the document of the office of complainant. The counsel of complainant has been appointed by the Electricity Department u/s 155 of Electricity Act. It is clear that the application has been filed by the competent authority and the public prosecutor of the case as per law. Therefore after considering above mentioned fact and circumstance of the case, the application of the complainant u/s 321 of Cr.P.C. is reasonable & proper, thatsby it is allowed. Accused person Dinkar Gautam s/o Ramlal Gautam R/o Village Purwa P.S.Kothi Disst Satna. M.P are acquitted/ discharged in the case. The Release order be issued. issued bailable/ arrest warrant be called back. Let the copy of order be uploaded. Recording the finding, the record of this case be consigned to record room as per rules. sd/- (Pravin Kumar Sinha) Special Judge (electricity) Gramin Satna	