

SC 1/2024
STATE
Vs.
SANJAY
FIR No. 721/2023
PS: (S.P. Badli)

08.05.2024

Present: Ld. Addl. PP for the State.
Sh. Pawan Kumar, A/R of the complainant company
alongwith Sh. Vaibhav Gupta, Manager (Legal) and Ms.
Mansha, Assistant Manager (Legal) of the
complainant/TPDDL.
**Accused Sanjay produced after arrest in execution of
NBW by HC Parvesh Yadav from PS Samaypur Badli,
Delhi.**
Ms. Neelam Singh, Ld. Dy. LADC present in person.

It is submitted by the accused that due to his financial
condition he is not in a position to engage a counsel in the instant matter.
Accordingly, he is requested to provide legal aid.

**Dy. LADC Ms. Neelam Singh is present in the court. She
is requested to assist the accused. Accordingly, bail application is filed
by Ld. Dy. LADC.**

Heard on the application as well as record perused.

Accordingly, NBW issued against him stands cancelled. He is
warned to be careful in future.

Submissions of Ld. LAC heard.

The present case is U/S 135 of the Electricity Act. The case is
based upon the documentary evidence. Trial of this case will take its own
time. Considering all these facts, the accused is admitted on bail on
furnishing the personal bond and the surety bond of Rs. 15,000/-. **Bail
bond has been furnished and accepted in the court today. Accused be
released from the court today itself.**

The documents have been supplied to Ld. Dy. LADC. Ld. Dy. LADC has gone through the documents. Same are complete.

Submissions on framing of notice heard.

It is submitted by the Ld. Dy. LADC for the accused that accused has been falsely implicated in the instant matter and no offence is made out against him.

Per contra, it is submitted by complainant company that prima faice offence under Section 135 of Electricity Act is made out against the accused as the sufficient material is on record against the accused.

As per Section 154 (3) of the Electricity Act, 2003, the special court may, notwithstanding anything contained in sub-section (1) of section 260 or section 262 of the Code of Criminal Procedure, 1973, try the offence referred to in (sections 135 to 140 and section 150) in a summary way in accordance with the procedure prescribed in the said Code and the provisions of section 263 to 265 of the said Code shall, so far as may be, apply to such trial.

Accordingly, the notice u/s. 135 Electricity Act is framed qua the accused. He pleads not guilty and claims trial.

Put up for P.E. on **09.07.2024**.

Let the copy of this order-sheet be sent to the Ld. Secretary, DLSA, North-West District, Rohini Courts, Delhi.

Copy of this order be given dasti to Ld. Dy. LADC.

(JITENDRA SINGH)
ASJ (Electricity)/(N-W)
Rohini Courts, Delhi
08.05.2024