

SC 565/2024
STATE Vs. MALTI DEVI
FIR no.455 /2023
PS Mangol Puri

07.11.2024

Present : Ld. Addl. PP for the State.
Sh. Satish Kumar, AR of the complainant company
along with Sh. Vaibhav Gupta, Manager(Legal) for the
complainant company /TPDDL.
**Proceedings against accused Shmpti Devi has already been
abated vide order dated 13.09.2024.**
Accused Malti Devi in person along with Ms. Pinki, Ld. Proxy
Counsel for accused.

An application under Section 439 of Cr.P.C. for grant of bail
has been moved on behalf of accused **Malti Devi**.

Heard on the application as well as record perused.

Submissions of Ld. Proxy Counsel for the accused also
heard.

The present case is under Section 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, **accused Malti Devi is
admitted on bail on furnishing of personal bond and the surety bond of
Rs.20,000/- each. Bail Bond has been furnished on behalf of the accused
and the same is hereby accepted.**

The documents have been supplied to accused and she has
gone through the documents. Same are complete.

Submissions on framing of notice heard.

It is submitted by the Ld. Proxy Counsel for accused that
accused has been falsely implicated in the instant matter and no offence

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is made out against her.

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

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 under Section 135 of the Electricity Act is framed *qua* the accused **Malti Devi**. She pleads not guilty and claim trial.

Put up for PE on 16.01.2025.

Let PW(s) Sh. Abhishek Tripathi and Sh. Deepak as well as Sh. Laxman (photographer) from M/s Dev Photo Magic be summoned for the said date.

MHC(M), PS concerned / Storekeeper of the complainant company is also directed to produce the case property on the said date.

(PRASHANT KUMAR)
ASJ (Electricity)/(N-W)
Rohini Courts, Delhi /07.11.2024