

BEFORE THE SPECIAL COURT DESIGNATED FOR TRIAL OF OFFENCES
UNDER THE ELECTRICITY ACT, 2003-cum- I ADDITIONAL DISTRICT &
SESSIONS JUDGE PRAKASAM DISTRICT AT ONGOLE

Present: Sri.Rayasam Siva Kumar,
Special Judge, for trial of offences under
the Electricity Act, 2003-cum- I Additional
District & Sessions Judge, Prakasam District
at Ongole.

Friday, this the 21st day of October, 2022.

CRIMINAL MISCELLANEOUS PETITION No.602 of 2022 in

(in Crime No.19 of 2022 of Tripuranthakam Police Station)

Between:

Sk.Basha, S/o Jamal Vali, Aged about 48 years, Muslim, Old Iron Business,
Santhi Nagar, Besides Mosque, Nandyal town and Mandal, R/o Bommalasatram,
Kranthi Nagar, Nandyal Town.

... Petitioner/A.5

A N D

The State rep: by S.H.O., Tripuranthakam P.S.,
Rep. by Public Prosecutor, Ongole.

... Respondent/Complainant

This Criminal Miscellaneous Petition is coming on 21.10.2022 before me for final hearing in the presence of Sri K.Pullanna Advocate for Petitioner/A.5 and of Sri P.V.Narasimha Reddy, learned Special Public Prosecutor for the State-Complainant/Respondent and the matter having stood over for consideration till this day and the court made the following:

// O R D E R //

1. This is the bail application filed by the petitioner/A.5 under Section 439 Cr.P.C., praying the Court to grant him bail for the offences punishable under Section 379 of Indian Penal Code and Section 136(1)(a) of Electricity Act and Section 3 of PDPP Act, in Crime No.19 of 2022 of Tripuranthakam Police Station.

2. Learned Special Public prosecutor received notice and opposed bail.

3. I heard learned counsel for the petitioner and also special public prosecutor.

4. Now the point for consideration is:

Whether the Petitioner/A.5 is entitled to bail for the offences punishable under Section 379 of I.P.C and Section 136(1)(a) of Electricity Act ?

5. **POINT:**

It is a case of theft of electric material alleged to have committed by the petitioner. The petitioner is in jail since 16.09.2022. Material part of

investigation is already over. In the circumstances, the petitioner can be enlarged on bail.

6. In the result, the petition is allowed, ordering to release the petitioner/ A.5 on bail, on his executing a personal bond for Rs.10,000/- with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate of First Class, Markapur.

Typed to my dictation by the Stenographer, corrected and pronounced by me, this the 21st day of October, 2022.

**Sd/-R.Siva Kumar,
Special Judge, for trial of offences
under the Electricity Act, 2003-cum-
I-Additional District & Sessions Judge,
Prakasam District at Ongole.**

Copies to:

1. The Judl. Magistrate of 1st Class, Markapur
2. The SHO, Tripuranthkam Police Station.
3. The counsel for the Petitioner.

// By order //

Sr. Superintendent,
I-Addl. District & Sessions Court,
Ongole.