

**IN THE COURT OF
Sessions Judge AT, Nuh
(Presided Over by Dr. Sushil Kumar Garg)**

CIS No. : BA/1300/2026
CNR No. : HRNU01003976-2026
Date of Institution : 29.04.2026
Date of order : **02.05.2026**

Kayum aged 38 years son of Israil, resident of Village Ghuspaithi, Police Station Sadar Tauru, District Nuh.

-----Applicant-accused.

Versus

State of Haryana through Public Prosecutor.

-----Respondent.

F.I.R. Number : 61 dated 12.06.2025
Under Section : 136 of Electricity Act
Police Station : Mohammadpur Ahir

2nd application for regular bail u/s 483 BNSS

Present : Shri Kamaluddin, counsel for the applicant-accused.
Shri Gourav Yadav, Public Prosecutor for State._

ORDER :

This order of mine shall dispose of application moved by applicant/accused in case registered vide FIR No.61 dated 12.06.2025, under Section 136 of Electricity Act, at **Police Station Mohammadpur Ahir**. The present bail application is the second bail application on behalf of applicant-accused. Earlier bail application was dismissed on merit vide

(Dr. Sushil Kumar Garg)
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order dated 10.03.2026.

2. Both the parties stated in unison that no similar application is pending before Hon'ble High Court.

3. The case of the prosecution, in brief, is that on 10.06.2025, complaint bearing No. 1034 dated 12.06.2025 moved by SDO (OP) Sub-Division, DHBVN, Tauru was received in Police Station regarding theft of transformer oil and its part by unknown person at two places pertaining to 25 KVA transformer in the names of Satbir son of Dan Singh and Rahul son of Ajit in Village Mohammadpur in the night of 27.5.2025. It was further alleged that Nigam has suffered loss of Rs.1,40,000/-.

4. On the basis of aforesaid complaint, instant case was registered. Co-accused Ajad son of Jamil, Saif Ali son of Jamil, Mufeed Khan son of Jamil, Mubarik son of Akbar, Aadil son of Mehmooda, Mohd. Najim and Mubeen were arrested. On interrogation they suffered their respective disclosure statements wherein they admitted their guilt and also disclosed the name of applicant-accused as their co-accused. After completing formalities of investigation, challan was filed against co-accused.

5. Applicant-accused was arrested in this case on 10.02.2026. He was interrogated and on interrogation he suffered his disclosure statement wherein he admitted his guilt. After completing formalities of investigation, supplementary challan against the applicant-accused was

filed in the Court.

6. Now applicant-accused has moved the present regular bail application, whereby, he averred that he has been falsely implicated in this case and has not committed any offence as alleged. He has further argued that co-accused Mubeen, Mohd. Najim, Mufeed, Saif Ali, Mubarik, Aadil and Warish have already been released on regular bail. Consequently, a prayer for acceptance of the bail application has, thus, been made on the ground of parity.

7. Upon notice, learned Public Prosecutor for the state has vehemently opposed the bail application by filing the reply to the said bail application. Consequently, a prayer for dismissal of the bail application has, thus, been made.

8. Heard. Reply perused.

9. Applicant-accused is not named in the FIR. He has been arrested on the basis of disclosure statements of co-accused, who have already been released on bail. Investigation is completed and challan has already been filed in the Court. Applicant-accused is in custody since 10.02.2026. Trial of the case will take a long time to conclude. No useful purpose would be served by keeping the applicant-accused in custody. The criminal liability of the applicant-accused will be determined by the court after evaluating the evidence which will be adduced by the prosecution later on.

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10. Thus, in view of the above facts and circumstances and without commenting anything on the merits of the case, this court is inclined to exercise concession of regular bail to the applicant-accused. Therefore, the present bail application is **allowed**. Applicant/accused shall be released on bail on his furnishing bail bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of this Court/Duty Judge/Duty Magistrate. Requisite bail bonds and surety bonds furnished, which are accepted and attested. Surety bond is accepted and attested. Personal bond is accepted but to be attested at jail gate. Release order of applicant-accused Kayum be issued forthwith. Papers be tagged with main case file.

Pronounced in open Court.

Dated : 02.05.2026

(Dr.Sushil Kumar Garg)

Sessions Judge, Nuh

(UID No.HR-0126)

(Dinesh Steno-II)

(Dr. Sushil Kumar Garg)

Sessions Judge, Nuh,

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