

IN THE COURT OF ADDL. DIST. & SESSIONS JUDGE (3RD COURT),  
SPL. ELECTRICITY COURT, HOOGHLY

Electricity Case No.- 76 / 2023

CNR - WBHG01-001562-2023

(Arising out of Uttarpara P.S case no. 126/ 2023 dated 11/04/2023)

U/s- 135/ 138 of the Electricity Act, 2003

Order No. 08 dated 05.10.2023

Today is fixed for appearance of the accused person and I.O's report.

Accused Debasish Modak on CB is present before this Court by filing hazirah.

A petition is filed by Ld. Advocate on behalf of the accused person with a prayer for his discharge from this case as the matter had already been settled before the National Lok Adalat and accordingly the accused person has deposited the settled amount. Self attested photocopy of such payment receipt has been filed. Accused person has also filed the self attested photocopy of his Aadhaar Card.

Copy of the petition has already been served to the Office of the Ld. PP, Hooghly.

Seen the materials on record including the order dated 09.09.2023 passed by the Lok Adalat. Also seen the money receipt filed by the accused person showing payment of Rs.3,39,809/- and also the amount of Rs.4,000/- for compounding the offence under section 152 of the Electricity Act 2003.

In view of section 152 (3) of the Electricity Act, acceptance of the sum of money for compounding an offence in accordance with sub-section (1) of section 152 by the competent authority shall be deemed to amount to an acquittal within the meaning of section 320 of the Cr,P.C.

Since, the present accused person had already complied with the order of the Lok Adalat and had also paid the amount fixed in the final assessment order dated 18.04.2023 he is entitled to be discharged from this case.

Hence, it is,

**ORDERED**

that the accused person namely Debasish Modak is hereby discharged from this case.

He is released from his respective bail bond and be set at liberty.

Fix 10/04/2024 for I.O's report.

Dictated & corrected by me.

Sd/-

Judge, Electricity Act, Hooghly  
WB00891

Sd/-

Judge, Electricity Act, Hooghly  
WB00891

*No.*

*dated*

*Copy of order forwarded to the O/C Uttarpara P.S, Hooghly.*

*Sd/-*

Judge, Electricity Act, Hooghly  
WB00891