

Electricity Case no. 130 of 2024
(CNR No.WBHW01-002398-2024)
(Howrah PS Case No.167/24 dated 10-05-2024)

Present :Smt. Asmita Samajder
(J.O. Code:WB00956)
Special Judge (Elect. Act), Howrah.

Order No.07 dated 13-01-2026

The case record is put up as per prayer of the accused person.

One of the accused persons namely, Biharilal Shaw @ Behari Lal Shaw, on court bail, is present by filing hazira.

An application praying for discharge from this court on the ground of compounding the offence along with some documents is filed by the accused.

Ld. Advocate on behalf of the State is present as P.P-in-charge.

The record is taken up for hearing on the point of compounding of offence u/s 135/138 of the Electricity Act, 2003 as per Section 152 of the Electricity Act.

Heard both sides. Perused the entire materials available on record including the money receipt. Considered.

On perusal of the money receipts & the award passed by National Lok Adalat at Howrah District Court held on 13-12-2025, I find that the offence has been compounded and the award money of Rs.2000/- (Rs.1000/-+ Rs.1000/-) as directed by the National Lok Adalat has already been deposited by the accused to CESC. It is seen that the CESC Ltd. has settled the accused person as the beneficiary of the registered consumers Nanhelal Shaw (reference no. LBB/00888/2024 dated 10-05-2024..... Annexure-A); and Naresh Kumar Ganeriwal (reference no.LBB/00886/2024.....Annexure-E)

It is seen that according to section 152 of the Electricity Act 2003 the offence of theft of electricity is compoundable in nature

In view of the provisions laid down u/s 152(2) of the Electricity Act, 2003 after acceptance of the sum of money as compounding charges for compounding this offence, this proceeding shall not be continued and the above stated accused namely, Biharilal Shaw @ Behari Lal Shaw is discharged from his bail bond and set at liberty at once.

No order as regards the seized alat can be passed as this case is still spending against other accused persons.

To date i.e., **14-01-2026** for IO's report.

Upload the same in the CIS immediately.

Dictd. & corrected by me,

Spl. J

Judge, Special Court (Elec. Act),
Howrah