

Electricity case no. 523 of 2018

Present: Sri Abir Chatterjee (WB00833)

ADSJ, Judge Special 1st Court, Malda

Order no. 16

06-06-2026

Accused Saddam Hossain files hazira.

Accused files a petition seeking discharge.

The complaint u/s-135(1)(a) of Electricity Act was lodged on 25-08-2018 and accused appear before this court on 18-09-2018 .Till date charge sheet has not been submitted though more than .

The offence as alleged inter alia carries a punishment in the form of imprisonment upto 03 years. More than 03 years had elapsed since the first appearance of the accused. In view of the provision u/s-167(5) of Cr.P.C as amended by the West Bengal Amending Act, the investigation into the offence stands closed on the date as envisaged.

The discharge of the accused is not automatic and the court is required to see the materials on record.

The materials on record is the written complaint along with a seizure list prepared by the complainant.

The same is not a substantial piece of evidence.

Hence, no material to frame charge against the accused.

Hence, it is

ORDERED

The accused **Saddam Hossain** is discharged from this case u/s-167(5) of Cr.P.C. He is also released from his bond.

D/C by me

Sd/-

Judge, Special, 1st court, Malda.

Sd/-

Judge, Special, 1st court, Malda. (WB00833)

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