

In the Court of Judge Spl. (Elec. Act), 4th Court, North 24 Pgs., Barasat

Present : Sri Dhananjay Kumar Singh, ASJ, 4th Court-in-charge
JO Code- WB001399

Spl (IE) No.262/2024

(Ref. : Nazat P.S. Case No. 417/2024, dated 23.08.2024, under section 135 (i)(a) of Electricity Act, 2003)

Order No. 2, dated 19.09.2024

Record is put up today on the strength of put up petition filed on behalf of accused persons, namely, Apu Mahato same is allowed considering the urgency of the matter. Another petition is filed on behalf of the said accused person in which he prays for permitting him to surrender before this court .

Learned advocate for the said accused person is present.

Learned Public Prosecutor-in-charge of this case is present.

Learned advocate for the WBSEDCL is present.

Learned advocate for the said accused person has submitted that FIR was lodged against this accused person on 23.08.2024 alleging commission of the offence punishable under section 135 (i) (a) of the Electricity Act, 2003. He prays for permitting the said accused person to surrender before this court.

Learned Public Prosecutor-in-charge of this case has not objected the said prayer of the accused person and left the matter upon this court to pass appropriate order.

I have heard the submissions of the learned advocate for the accused person and learned Public Prosecutor-in-charge of this case and perused the records. From the records it is revealed that FIR was lodged against this accused person on 23.08.2024 alleging commission of the offence punishable under section 135 (i)(a) of the Electricity Act, 2003. Considering the said facts I am of the view that it will be justified to permit the said accused person to surrender before this court, hence, the petition dated 19.09.2024 filed on behalf of the said accused person is allowed.

Accused person, namely, Apu Mahato surrenders before this court, he is taken into custody and remanded to J.C. till 28.09.2024.

One bail petition is filed on behalf of the said accused person.

On consent of both parties the bail petition filed on behalf of the said accused person is taken up for hearing.

Learned advocate for the said accused person has submitted that there is allegations against this accused person for commission of the offence punishable under section 135 (i) (a) of the Electricity Act, 2003 and the said accused Apu Mahato deposited amount of Rs.37,881/- vide receipt No. 128006014365 dated 12.09.2024 issued from WBSEDCL. He prays for enlarging the said accused person on bail on any condition.

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