

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.268/2024

(Ref. : Swarupnagar P.S. Case No., 472/2024, dated 29.08.2024, under section 135 of Electricity Act, 2003)

Order No. 2, dated 12.09.2024

Record is put up today on the strength of put up petition filed on behalf of accused person, namely, Sajal Bhattacharjee 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 said accused person has submitted that FIR was lodged against this accused person on 29.08.2024 alleging commission of the offence punishable under section 135 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 submission 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 29.08.2024 alleging commission of the offence punishable under section 135 of the Electricity Act, 2003. Considering the said facts I am of the view that it will be justified to permit the accused person to surrender before this court. Hence, the petition dated 12.09.2024 filed on behalf of the said accused person is allowed.

Accused person, namely, Sajal Bhattacharjee surrenders before this court, he is taken into custody and remanded to J.C. till 27.09.2024.

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 are allegations against this accused person for commission of the offence punishable under section 135 of the Electricity Act, 2003 and the said accused person deposited amount of Rs.12,512/-. He files receipt No. 129705650339 dated 09.09.2024 issued from WBSEDCL. He prays for enlarging the said accused person on bail on any condition.

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 the heard the submissions of the learned advocate for the said accused person and the learned Public Prosecutor-in-charge of this case and perused the records including C.D. From the records it is revealed that FIR was lodged against this accused person on 29.08.2024 alleging commission of the offence punishable under section 135 of the Electricity Act, 2003 and the said accused person deposited the amount of Rs.12,512/- as per the assessment of the WBSEDCL and in that respect learned advocate for the accused person filed final assessment bill dated 09.09.2024 and receipt dated 09.09.2024. Considering the materials on record I am of the view that it will be justified to enlarge the said accused person on bail on following conditions :

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- (a) Accused person will appear in each and every proceeding of this case;
- (b) Accused person, namely, Sajal Bhattacharjee will furnish bail bond of Rs.2000/- with one registered surety to the satisfaction of learned CJM, North 24 Parganas, Barasat.

With above observations the bail petition dated 12.09.2024 filed on behalf of the accused person, namely, Sajal Bhattacharjee is disposed of.

If on bail to date i.e. 02.06.2026 for appearance, report in final form.

Let a copy of order be sent to the Ld. CJM, Barasat, for his information and taking necessary action.

Dictated & corrected by me,

Spl. Judge(Electricity Act)-cum-
ASJ , 4th Court-in-charge

Spl. Judge(Electricity Act)-cum-
ASJ 4th Court-in-charge
Barasat, 24-Parganas(N)
12.09.2024