

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.20606 of 2015

Arising Out of PS.Case No. -784 Year- 2013 Thana -NALANDA COMPLAINT CASE District-
NALANDA (BIHARSHARIFF)

- =====
1. Harish Chandra, S/o Late Ramdhani Yadav
 2. Dinesh Yadav
 3. Deodutt Yadav
 4. Rajesh Yadav

All sons of Harishchandra Yadav, residents of Village - Damar Bigha, P.S.
Manpur, District - Nalanda.

.... Petitioners

Versus

1. The State of Bihar.
2. Naresh Yadav s/o Late Prameshwar Yadav, residents of Village - Damar Bigha, P.S.- Manpur, District - Nalanda.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Ms. Kumari Sujata Sinha, Advocate

For the Opposite Party/s : Mr. Jharkhandi Upadhaya, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 22-06-2015

The present application under Section 482 of the Code of Criminal Procedure has been filed for quashing the order dated 25.07.2014 passed in Complaint Case No. 784 of 2014 by the learned Judicial Magistrate, 1st Class, Biharsharif at Nalanda by which the petitioners have been summoned to face trial for the offences punishable under Sections 323 and 504 read

with 34 of the Indian Penal Code.

The allegations made in the complaint do attract the ingredients of the offences alleged. The complainant has supported the allegations in his statement recorded on oath. Certain witnesses examined in course of inquiry have also supported the complainant's version.

After having taken into consideration the materials available on record, the learned Magistrate has found a prima facie case to be made out under Sections 323 and 504 read with 34 of the Indian Penal Code and summoned the petitioners to face trial vide impugned order dated 25.07.2014.

I find no illegality in the order impugned. Accordingly, the application, being devoid of any merit, is dismissed.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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