

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.20620 of 2011

Arising Out of PS.Case No. -0 Year- null Thana -null District- BHABHUA (KAIMUR)

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1. Sanjay Pandey
 2. Sunil Pandey. Both sons of Late Gupteshwar Pandey.
 3. Kawalwasi Devi wife of Late Gupteshwar Pandey.
 4. Chinta Devi wife of Sunil Pandey. All resident of village Sultanur P.S. Chandauli District Chandauli (U.P)
 5. Krishna Nand Tiwary @ Krishan Tiwary

.... Petitioner/s

Versus

1. The State of Bihar.
2. Upendra Pandey son of Banshnarain Pandey resident of village Kurhanu P.S. Chand District Kaimur Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 06-04-2015

The petitioners seek quashing of the order dated 23.03.2011 passed in Complaint Case No. 1317 C of 2010 by the Judicial Magistrate, Bhabhua under Section 304B IPC.

It has been submitted on behalf of the petitioners that after due investigation final report was submitted and there is no material to justify putting the petitioners on trial.

On the other hand counsel for the complainant submits that four witness have already been examined during trial.

Considering such situation, the application is rejected.

The trial Court is directed to expedite the trial and for which reason, the Trial Court is directed to send a list of remaining witnesses/ the witnesses fixing specific dates for production of the witnesses along with a copy of this order, to the Superintendent of Police, Kaimur and the Superintendent of police, Kaimur is directed to ensure production of the witnesses on the date so fixed by the Trial Court so that there is no further delay in trial.

(Anjana Prakash, J)

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