

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No.861 of 2014

Arising Out of PS.Case No. -null Year- null Thana -null District- PATNA

Sanjay Kumar Son of Late Bihar Singh Resident of Village - Hare Chak, P.S. -
Punpun, District- Patna, presently resident of Near Community Hall, Malahi Pakri,
P.S. - Kankarbag, District- Patna. Petitioner

Versus

1. The State of Bihar through the Home Secretary, Bihar, Patna.
2. The Director General of Police, Bihar, Patna.
3. The Inspector General of Police, Patna range, Patna.
4. The Deputy Inspector General of Police, Patna.
5. The Senior Superintendent of Police, Patna.
6. The Superintendent of Police, Patna.
7. The Deputy Superintendent of Police, Kankarbagh, Patna.
8. The Officer-Incharge, Kankarbagh Police Station, Patna.
9. The Inspector General of Police, C.I.D., Bihar, Patna.
10. The C.B.I., Government of India, Bihar, Division, Patna.

.... Respondents

Appearance :

For the Petitioner/s : Mr. Shashi Bhushan Kumar, Advocate

For the Respondent/s : Mrs. Jahan Ara, AC to AAG-V

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 17-03-2015

One Indu Devi submitted a written report on 25.12.2013
before the Officer-in-charge, Kankarbagh Police Station in respect
of murder of her father pursuant to which Kankarbagh P.S. Case
No. 529 of 2013 was registered under Sections 302 read with 34 of

the Indian Penal Code and 27 of the Arms Act against the unknown accused persons.

The police investigated the case and submitted chargesheet vide charge sheet no. 92 of 2014 dated 30.03.2014 against the petitioner and some others.

Being aggrieved by the charge sheet submitted by the police in the aforesaid police case, the petitioner has filed this application under Articles 226 and 227 of the Constitution of India and has sought for a direction to be issued from this Court upon the respondents to hand over investigation of the aforesaid police case to the C.I.D. or any other independent agency.

In my view, the application is thoroughly misconceived. The police have already investigated the case and submitted charge sheet in the matter. An accused of a case has no right to seek reinvestigation in a case by some other agency.

Accordingly, the application is dismissed.

(Ashwani Kumar Singh, J.)

Sanjeet/-

U		T	
---	--	---	--