

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.9071 of 2015

Arising Out of PS.Case No. -87 Year- 2013 Thana -PANDAU District- MADHUBANI

Bandana Mishra, Wife of Late Ashok Kumar Mishra, Resident of village- Rachaul, P.S. Pandaul, District- Madhubani, at present resident of house No. 7-D, Vandana Villa, Danby Road, P.S.- L.N.M.U., Darbhanga, District- Darbhanga

.... Petitioner/s

Versus

1. The State of Bihar
2. Ashutosh Kumar Mishra, son of Late Bindeshwari Prasad Mishra, Resident of Village- Ruchaul, P.S.- Pandaul, District- Madhubani. At present Resident of Gayatri Colony, Gayatri Mandir Road, P.O.- Singrauli, P.S.- Morwa, District- Singrauli, Madhya Pradesh

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravindra Kumar Singh, Adv.

For the State : Mr. R.B. Roy 'Raman', A.P.P.

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 09-04-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks quashing of the First Information Report of Pandaul P.S. Case No. 87 of 2013 dated 8.6.2013.

It has been submitted that despite ancestral property being joint, the Informant has maliciously filed the present First Information Report bearing Pandaul P.S. Case No. 87 of 2013 dated 8.6.2013.

Considering that Court should rarely interfere with the investigation, I am not inclined to interfere in the matter.

The application is disposed off with a direction to the

Investigating Officer to consider the aforesaid and other aspect of the case and conclude the investigation positively within a period of three months from the date of receipt of this order, if it has not done so already.

Let this order be communicated to the Superintendent of Police, Madhubani, for its onward transmission to the Investigating Officer, Madhubani, in connection with Pandaul P.S. Case No. 87 of 2013, through FAX at the cost of the Petitioner.

(Anjana Prakash, J)

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