

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No.571 of 2014

Arising Out of PS.Case No. -07 Year- 2014 Thana –Goriya Kothi G.B.Nagar District- SIWAN

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1. Vishwa Nath Singh, Son of Late Chitradeo Singh
2. Prabhawti Devi, wife of Vishwanath Singh
3. Kamendra Singh, Son of Vishwanath Singh, All are resident of Village - Kala
Dumra, P.S. Goriya Kothi, G.B. Nagar, Tarwara, District - Siwan

.... Petitioner/s

Versus

1. The State of Bihar
2. Raj Mangal Rai Son of Late Shyam Raj Rai Resident of Village - Harnatar, P.S.
Darauli, District - Siwan

.... Respondent/s

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Appearance :

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

For the Respondent/s : Mr. Amarendra Kumar, Adv.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 11-03-2015

Heard learned counsel for the petitioners and learned counsel for
the State.

Despite sufficient time given to the State, no counter affidavit
has been filed on behalf of the respondents.

By filing this application under Articles 226 and 227 of the
Constitution of India, the petitioners seek quashing of the First Information
Report in Goriya Kothi G.B. Nagar P.S.Case No.07 of 2014 registered for the
offences punishable under sections 498-A, 304-B and 201 read with 34 of the
Indian Penal Code as well as 3 and 4 of the Dowry Prohibition Act.

A bare reading of the First Information Report would disclose
that the daughter of the informant was killed within three years of her marriage
in her marital house and the informant has also alleged that his daughter was

being subjected to cruelty for non-fulfillment of demand of dowry.

The allegations made in the First Information Report do constitute a cognizable offence.

In that view of the matter, I find no merit in the application. Accordingly, this application is dismissed.

(Ashwani Kumar Singh, J)

Pradeep/-

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