

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.40884 of 2009

Arising Out of PS.Case No. -0 Year- null Thana -null District- PATNA

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Arun Kumar Singh @ Arun Kumar Prasad Singh, son of late Chandeshwar Prasad Singh, resident of Parmeshwari Dayal Lane, Mahendru, P.S.-Pirbahore, District-Patna, presently residing at Madhuban Apartment, Flat No.22, Block No.2, Near Malahi Pakari Chowk, Kankerbagh, P.S.-Kankerbagh, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar &
2. Rajesh Kumar Ranjan, son of Dr. Madhav Prasad Singh, resident of East of Ashok Nagar, Road No.13, P.S.-Kankarbagh, District- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : None

For the Opposite Party/s : Dr. Indiwari Kumari, APP

Mr. Arun Kumar, Advocate

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 21-09-2015

No one appears to apprise this Court as to whether the Petitioner has complied with the undertaking given before this Court.

The Petitioner seeks quashing of the order of cognizance dated 04.04.2009 passed by the Judicial Magistrate, 1st class, Patna, in Complaint Case No.324-C of 2008.

The case of the Complainant is that the parties transacted sale of certain piece of land upon which an agreement was entered into between them. However, Sale Deed was not executed and the money was sought to be returned to the Complainant by way of cheques. When the Complainant presented the cheques, the same were

dishonoured.

Having considered the fact that the Petitioner seeks quashing on disputed question of facts which cannot be gone into at the stage of 482 Cr. P. C., I am not inclined to interfere in the matter.

The application is **dismissed**.

(Anjana Prakash, J)

JA/-

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