

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No.1234 of 2014

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

1. Kari Mahto, Son of Madhukar Mahto, Resident of Village- Bela Tale (Nawtoli),
Police Station- Babubarhi, District- Madhubani

.... Petitioner/s

Versus

- 1. The State of Bihar
- 2. Director General of Police
- 3. D.I.G., Darbhanga
- 4. I.G., Darbhanga
- 5. Superintendent of Police, Madhubani
- 6. Dy. S.P. Sadar, Madhubani
- 7. S.I. of Babubarhi
- 8. Sarwdeo Ram, Son of Late Khattar Ram, Village- Bella Nautally, Police Station- Babubarhi, District- Madhubani

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Ram Narayan Mahto, Adv.
For the Respondent/s : Mr. M.K.Pathak, SC-7

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL JUDGMENT
Date: 18-08-2015

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

The present writ application filed under Articles 226
and 227 of the Constitution of India is thoroughly misconceived. The
prayer of the petitioner in the present writ application is to direct
respondent no.7 Sub Inspector of Babubarhi to lodge an FIR against
respondent no.8 Sarwdeo Ram, who is a dealer under the Public
Distribution System.

From perusal of the averments made in the writ

application, it would appear that the petitioner has not lodged any report before the Officer-in-Charge of the Police Station. He has not filed any written complaint even before the Superintendent of Police. Without any application to the police for institution of the First Information Report, the petitioner has approached this Court for issuance of a direction to respondent no.7 to institute an FIR against the respondent no.8.

The application is devoid of merit. Accordingly, it is dismissed.

(Ashwani Kumar Singh, J)

Pradeep/-

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