

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.31908 of 2015

Arising Out of PS.Case No. -3 Year- 2012 Thana -SAMASTIPUR District- SAMASTIPUR

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1. Md. Tamanne (Syed Zulfikar Wasfi) @ Md. Tamanna @ Saiyad Zulfikar Wassi
Son of Md. Kutub @ Chhote Mian
 2. Md. Aatik @ Md. Aatif @ Wassi (Syed Aatif Wasfi) Son of Md. Tamanne
Resident of Mohalla - Dharampur, P.S. Town, District - Samastipur
 3. Md. Asif @ Ekbal Azad Son of Md. Azad Resident of village - Chaknoor, P.S.
Muffasil, District - Samastipur
 4. Rahul Kumar @ (Mithu) Mittha Son of Mahesh Kumar Resident of Mohalla -
Punjabi Colony, Gali No. 1, P.S. Town, District - Samastipur

.... Petitioner/s

Versus

1. The State of Bihar
2. Md. Pharook Son of Majahar Imam, Resident of Mohalla - Dharampur, P.S.
Town, District - Samastipur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha, Advocate

For the Opposite Party/s : Mr. Nand Kishore Pd., APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 20-07-2015

The Petitioners seek quashing of the order of non-discharge dated 21.3.2015 passed by the Additional District and Sessions Judge 4th, Samastipur in Sessions Trial No.84 of 2014 arising out of Town P.S. case No.3 of 2012.

Considering that the Petitioners seek discharge on questions of fact 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.

The Trial Court is directed to conclude the trial

expeditiously without granting unnecessary adjournments to any party, for which reason he shall send a list of the witnesses fixing specific dates for each witnesses for their examination along with a copy of this order to the S.P., Samastipur, who is directed to ensure the attendance of the witnesses on the date fixed by the Trial Court so that there is no further delay in the trial.

(Anjana Prakash, J)

Narendra/-

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