

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.302 of 2015**

Arising Out of PS.Case No. -828 Year- 2013 Thana -PATNA COMPLAINT CASE District-  
PATNA

- =====
1. Bijay Shankar, son of Late Kishundeo Narayan
  2. Soni @ Shobha Devi, wife of Santosh Kumar
  3. Santosh Kumar @ Mangal Sah, sone of Late Mahesh Sah.

All are resident of Nasariganj, Kabristan Road, Biscuit Factory Mor,  
P.S.-Danapur, District-Patna; presently residing at Gaighat, Dachhini  
Gali, P.S.-Alamganj, District-Patna

4. Pushpa Devi, w/o Rahul Kumar, resident of Mohalla-Gurhatta, P.S.-  
Khajekala, P.O.-Begampur, District-Patna

.... .... Petitioners

Versus

1. The State of Bihar
2. Archana Devi, wife of Avinash Kumar @ Baharan D/o Shivrath  
Prasad, resident of Chelitar, P.S.-Alamganj, District-Patna; at present  
residing address, C/o Mamta Devi, wife of Diwali Prasad, Mohalla-  
Chalitar, P.S.-Alamganj, District-Patna.

.... .... Opposite Parties

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**Appearance :**

For the Petitioners : Mr. Jagdhar Prasad, Advocate  
For the State : Mr. Ashok Kumar , APP  
For the OP No. 2 : Mr. Rabindra Kumar, Advocate

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**

**ORAL ORDER**

4      01-12-2015                      By way of the present application under Section 482 of  
the Code of Criminal Procedure, the petitioners seek quashing the  
entire proceeding of Complaint case including the order dated  
27.08.2013 passed by the Judicial Magistrate, 1<sup>st</sup> Class, Patna City  
in Complaint Case No. 828 of 2013 by which the cognizance has  
been taken against all the accused persons, including the

petitioners.

After some arguments, learned counsel for the petitioners seeks leave to withdraw the application in order to raise all the points available to the petitioners at the stage of framing of charge.

Leave is granted.

The application is disposed of.

**(Ashwani Kumar Singh, J.)**

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