

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17731 of 2011

Arising Out of Complaint Case No.375 Year- 2005 District- PATNA

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Gurudutt Prasad Gupta, son of Dr. Vijay Kumar, resident of Mohalla Station Road,
Khushrupur, P.O. Khushrupur, P.S. Khushrupur, Distt. Patna.

.... Petitioner/s

Versus

1. The State of Bihar
2. Suresh Prasad Gupta, son of Ram Prasad Gupta, resident of Mohalla Chak
Hussain, Khusrupur, P.S. Khushrupur, Distt. Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umeash Prasad, Adv.

For the State : Mr. Dinesh Kumar, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 03-04-2015

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks quashing of the order dated
16.4.2011 by which the Judicial Magistrate, 1st Class, Patna City, had
rejected an application under Section 205 Cr. P.C. in Complaint Case
No. 375 of 2005.

It appears that by an order dated 3.9.2012 at the stage of
issuing notice to the Opposite Party No. 2, this Court had initially
allowed the Petitioner by way of an interim protection observing that
the Petitioner be allowed to be represented through his lawyer except
on date of charge, in proving of charge, at stage of 313 Cr. P.C. and at
judgment stage, hence, the application is disposed off on the same
terms.

(Anjana Prakash, J)

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