

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No. 1115 of 2013
Arising out of P.S. Case No. -null Year- null Thana -null District-
GAYA

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Sunaina Devi, Wife of Late Om Prakash, Resident of Village-Punawan Tola
Sinha Colony, P. S.-Wazirganj, District-Gaya. Petitioner/s
Versus

1. The State of Bihar.
2. Binod Puri, Son of Maheshwar Puri @ Mahesh Puri.
3. Manoj Puri, Son of Maheshwar Puri @ Mahesh Puri.
4. Maheshwar Puri @ Mahesh Puri, Son of not known. All are resident of
Village-Punawan Tola Sinha Colony, P.S.-Wazirganj, District-Gaya.
..... Respondent/s
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Appearance :
For the Petitioner/s : Mr. Jharkhandi Upadhyay, Adv.
For the Respondent/s : Smt. Asha Devi, APP.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL JUDGMENT
Date: 30-06-2015

The Petitioner seeks revision of the order dated
08.04.2011 passed by the Sub-divisional Judicial Magistrate,
Sadar Gaya in Misc. Case No. 1240 of 2009 by which he has
dropped the proceeding under Section 147 Cr.P.C.

It appears that even though the Court had noted
that there was no right of easement to the Petitioner after the
private Opposite Parties had purchased the land and developed
it he dropped the proceedings which evidently is not in
accordance with law.

In view of such, the matter is remanded to the Court
below with a direction to him to pass fresh order within four
weeks after hearing both the parties. He will be at liberty to
appoint a Surveyor to take note of the situation before he
passes final order.

Vikash/-

(Anjana Prakash, J.)

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