

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5654 of 2015

Arising Out of PS.Case No. -2553 Year- 2004 Thana -VAISALI COMPLAINT CASE District-
VAISHALI(HAJIPUR)

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1. Anju Rani Verma @ Anju Rani Sinha wife of Sri Hari Nandan Prasad Verma
 2. Hari Nandan Prasad Verma son of late T.N.Verma
Both are residents of Mohalla-Chhoti Marai, Town P.S.- Hajipur, District- Vaishali
 3. Manju Srivastava @ Manju Sinha wife of Sri Maheshanand Prasad
 4. Maheshanand Prasad Maheshanand Srivastav son of Late Ram Chandra Prasad Verma
Both are resident of villae-Mahmud Chowk, P.S.-Chapra, District- Saran
 5. Jyotsana Srivastav @ Jyoti Kumari daughter of Sri Maheshanand Prasad wife of Sri Akhilesh Kumar at Prabhunath Nagar, Dahiyawa Tola, Tari, P.S.-Chapra, District- Saran
 6. Akankshi Kumari @ Runni Kumari daughter of Sri Maheshanand Prasadd wife of Nipendra Kumar at Konhara Ghat, Hajipur, P.S.-Town, District- Vaishali
 7. Jigyasha Verma @ Puja Kumari daughter of Harinandan Prasad Verma, wife of Santosh Kumar at Kashipur, Town, P.S. and District-Samastipur
 8. Pallavi Verma @ Juli Kumari daughter of Harinandan Prasad Verma, wife of Sri Ravi Shankar at Bhavdepur, Town, P.S. and District- Sitamarhi

.... Petitioner/s

Versus

1. State of Bihar
2. Rekha Sinha wife of Late Praveen Kumar Sinha, resident of Mohalla-Nakhas Chowk, Town P.S.-Hajipur, District- Vaishali

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Shankar Singh, Advocate
For the Opposite Party/s : Mr. Nawal Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 05-08-2015 In the instant application filed under section 482 of the Code of Criminal Procedure (for short “the Code”), the petitioners seek quashing of the order dated 15.6.2006 passed by the learned Sub-Divisional Judicial Magistrate, Hajipur, Vaishali in

Complaint Case No.2553 of 2004 whereby the learned Magistrate has summoned the petitioner to face trial for the offences under sections 498A, 323 and 379 of the Indian Penal Code as well as sections 3 and 4 of the Dowry Prohibition Act.

From perusal of the impugned order dated 15.6.2006 it would appear that the learned Magistrate has summoned the petitioners after taking into consideration the statement of the complainant on oath and the statements of the witnesses examined in course of enquiry under section 202 of the Code.

In the present application neither the statement of the complainant nor the statements of the witnesses examined in course of enquiry has been brought on record. In absence of those documents, I find it difficult to adjudicate this application on merit.

Accordingly, the application is dismissed with liberty to the petitioners to file another application after bringing on record all the relevant documents in the same subject matter.

(Ashwani Kumar Singh, J)

Md.S./-

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