

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 20981 of 2012

Arising out of P.S. Case No. -1613(C) Year- 2001 Thana –
Complaint District- PATNA

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Ranveer Kumar @ Ranvir Kumar S/o Sri Gopal Krishna Prasad
Resident of Mohalla- Main Road Danapur, P.S.- Digha, District-
Patna.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Archana Singh W/o Sri Triloki Kumar Singh Resident of Mohalla-
C/118 Tarakunj, Police Colony, Anisabad, P.S.- Gardanibag,
Dist.- Patna.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Kumar, Adv.

For the Opposite Party/s: Mr. Binod Kumar, APP.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 16-02-2015

The Petitioner seeks quashing of the order of
cognizance dated 06.10.2001 passed by the Judicial Magistrate,
1st Class, Patna in Complaint Case No. 1613(C) of 2001.

The case of the Complainant is that a negotiation for
purchase of a certain piece of land was held between the
Accused Nos. 3 and 5 and her husband in pursuant to which
she was allotted a certain piece of land. She then deposited the
entire amount with the Mirachak Sahkari Grih Nirman Samiti
but when they did not receive balance consideration of Rs.
20,000/- they refused to register the said land though she is
ready to pay. When she went to enquire about such an act she
was abused and assaulted.

It has been submitted that the Petitioner is neither the owner of the alleged land nor in any manner related to Accused Nos. 1 and 2 who had granted receipts to the Complainant. In the entire Complaint there is no allegation as regards the Petitioner.

On the last occasion, notices had been issued to the Opposite Party No. 2 but none appears on her behalf.

Having considered the facts stated in the Complaint Petition, the proceeding including the including order of cognizance dated 06.10.2001 passed by the Judicial Magistrate, 1st Class, Patna in Complaint Case No. 1613(C) of 2001 is, hereby, set aside so far as the Petitioner is concerned.

The Application stands allowed.

(Anjana Prakash, J)

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