

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No.705 of 2013

Arising Out of PS.Case No. -195 Year- 2013 Thana -Muzaffarpur Sadar District- MUZAFFARPUR

1. Ratnesh Kumar Pathak Son of Shri Nawal Kishore Pathak R/O Mohalla-Bankipur, Gorakh, Fatuha, P.S.-Fatuha, District-Patna

.... Petitioner/s

Versus

1. The State Of Bihar through the Chief Secretary, Government of Bihar, Patna
2. The Principal Secretary, Department Of Health, Medical Education and Family Welfare, Govt. Of Bihar, Patna
3. The Principal Secretary, General Administration Department, Govt. Of Bihar, Patna
4. The Direction in Chief, Directorate of Health Services, Bihar, Patna
5. The Director General of Police, Govt. Of Bihar, Patna
6. The Inspector General of Police, Tirhut Region, Muzaffarpur
7. The Deputy Inspector General of Police, Muzaffarpur
8. The Senior Superintendent of Police, Muzaffarpur
9. The Collector cum District Magistrate, Muzaffarpur
10. The Civil Surgeon, Muzaffarpur
11. The Circle Officer, Mushahari Anchal, District-Muzaffarpur
12. The Collector cum Chairman, District Compassionate Committee, Gopalganj
13. The Civil Surgeon, Gopalganj
14. The Additional Collector, Gopalganj
15. The Station House Master, Muzaffarpur Sadar Police Statio, District Muzaffarpur
16. The Investigation Officer Of Muzaffarpur Sadar PS Case No. 195/2013 Dated 10.06.2013 Muzaffarpur Sadar Police Station, Distt-Muzaffarpur
17. Pratyush Kumar Mishra Son Of Shri Dinesh @ Dineshwar Mishra R/O Mohalla-Bhikhanpura, P.S.-Muzaffarpur Sadar In The Town And District Of Muzaffarpur Presently Posted As Family Welfare Worker Primary Health Centre, Kudhani, P.S.-Kudhani, Distt-Muzaffarpur
18. Dineshwar Mishra Son of Late Bhagwat Mishra R/O Mohalla-Bhikhanpura, P.S.-Muzaffarpur Sadar District - Muzaffarpur
19. Muneshwar Pathak, The Then Deputy Superintendent Of Police, Crime Investigation Department, Bihar, Patna Son Of Not Known To The Petitioner
20. The Principal Secretary, Department Of Cabinet (Vigilance), Bihar, Patna
21. The Additional Director General, Cabinet (Vigilance), Department, Bihar, Patna

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Ranjit Kumar Singh, Adv.
For the Respondent/s : Mr. Prabhat Bharti, A.C. to GP-23
Mr. Arvind Kumar, S.P.P. Vig.

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 26-03-2015

Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is informant of Muzaffarpur Sadar P.S.Case No.195 of 2013 dated 10.06.2013 registered under sections 420, 467, 468 and 471 of the Indian Penal Code. The grievance of the petitioner is that respondent no.17 has been appointed on compassionate ground in collusion with the functionaries of the State Government and because of it the State exchequer has been put at loss.

It has been contended by the petitioner that the case is under investigation but no step in respect of removal of respondent no.17 has been taken so far. The police are sitting tight over the matter and the investigation is not being brought to its logical end. He seeks a direction from this Court to be issued against the concerned respondents to discharge their public duty with due diligence.

In my view, the application is misconceived. The case is under investigation. The informant of the case has to wait till the police submit their report and in case of any grievance in respect of investigation, he may highlight the same before the Magistrate concerned at appropriate stage in accordance with law..

The application, being devoid of any merit, is dismissed.

(Ashwani Kumar Singh, J)

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