

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No. 859 of 2013
Arising out of P.S. Case No. -136C Year- 2012l Thana –Complaint
District- JAMUI

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Umesh Sharma, Son of Sri Nandlal Sharma, Resident of Village-
Bharatpur, P.O. Pairabhatiyana, P.S.-Sono, District-Jamui... Petitioner/s
Versus

1. The State of Bihar.
2. Baidnath Das, Son of Late Buniad Das.
3. Sidheshwar Das, Son of Baidnath Das.
4. Sanjay Das, Son of Baidnath Das.
5. Raghunandan Das, Son of Baidnath Das.
6. Koka Das.
7. Choba Das.
8. Chotelal Das. All three are sons of Baidnath Das.
9. Bharat Ravi Das, Son of Late Ravi Das.

All are resident of Village-Bharatpur, P.S.-Sono, District-Jamui.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Satya Ranjan Singh, Adv.

For the Respondent/s : Mr. Ram Bachan Singh, APP.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 20-04-2015

The Petitioner who is the Informant seeks revision of
the order dated 23.04.2012 by which Judicial Magistrate, 1st
Class, Jamui has taken cognizance under Sections 323, 341
and 379 IPC even though no offence is made out in Complaint
Case No. 136(C) of 2012.

Considering that cognizance is not taken of a
particular offence but of the case as a whole, the application is
disposed off with direction to the Court below to consider at
the appropriate stage as to whether in the facts of the case
offence under Section 307 IPC is made out and proceed in
accordance with law.

With these observations, the application is disposed
off.

Vikash/-

(Anjana Prakash, J.)

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