

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36093 of 2014

Arising Out of PS.Case No. -35 Year- 2012 Thana -CHAUTHAM District- KHAGARIA

1. Awadh Kishor Prasad S/o Late Ishwari Prasad Rajak Resident of Village Katahara, P.S. Sultanganj, District Bhagalpur. The then District Manager, Bihar State Food and Civil Supply Corporation Khagaria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

with

Criminal Miscellaneous No.41283 of 2014

Arising Out of PS.Case No. -154 Year- 2012 Thana -KHAGARIA District- KHAGARIA

1. Awadh Kishor Prasad son of Late Ishwari Prasad Rajak resident of village Katahara, P.S. Sultanganj, District - Bhagalpur, the then District Manager, Bihar State Food and Civil Supply Corporation Khagaria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.36093 of 2014)

For the Petitioner/s : Mr. Bharat Bhushan, Adv.

For the Opposite Party/s : Mr. Anil Kumar, App

(In Cr.Misc. No.41283 of 2014)

For the Petitioner/s : Mr. Bharat Bhushan, Adv

For the Opposite Party/s : Mr. Amrendra Prasad, App

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

3 02-04-2015

Criminal Miscellaneous No. 36093 of 2014

The petitioner seeks quashing of the order dated 15.07.2014 passed by Judicial Magistrate, Khagari in Chautham P.S. Case No. 35 of 2012 arising out of G.R. No. 605 of 2012.

Considering that the petitioner seeks discharge on

question of fact which cannot be gone into at the stage under Section 482 Cr. P.C, the application stands rejected.

The Trial Court is directed to expedite the trial without giving unnecessary adjournment to any party for which reason the trial Court will send a list of witnesses fixing specific dates for their examination along with a copy of this order to the concerned Superintendent of Police, who is directed to ensure the attendance of the witnesses on the date fixed so that there is no further delay in the trial.

Criminal Miscellaneous No. 41283 of 2014

The application is rejected.

The Trial Court is directed to expedite the trial without giving unnecessary adjournment to any party for which reason the trial Court will send a list of witnesses fixing specific dates for their examination along with a copy of this order to the concerned Superintendent of Police, who is directed to ensure the attendance of the witnesses on the date fixed so that there is no further delay in the trial.

(Anjana Prakash, J)

Prakash/-

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