

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Revision No.1194 of 2013

Arising Out of PS.Case No. -1 Year- 1996 Thana -null District- BHOJPUR

1. Nandji Pal S/O Late Kripa Bhagat, Resident Of Village- Lalganj, P.S.- Ayar,
District- Bhojpur, Ara

.... Petitioner/s

Versus

1. The State Of Bihar
2. Mahendra Pal S/O Late Sheo Nandan Bhagat, Resident Of Village- Mahathin
Tola, P.S.- Ayar, District- Bhojpur

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Rajiva Ranjan, Advocate
For the State : Mr. Parmeshwar Mehta, APP
For Opposite Party No.2 : Mr. Bhanu Pratap Singh, Advocate

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 22-06-2015

The Petitioner seeks revision of the order dated 11.9.2013 passed by Adhoc Additional Sessions Judge VI, Ara, Bhojpur in Criminal Revision No.65 of 2013, by which he has set aside the order dated 2.4.2013 passed by the Judicial Magistrate, 1st class, Ara, Bhojpur, by which he had discharged the Petitioner in Complaint case No.1(c) of 1996 (Trial No.79 of 2013) under the provisions of Section 245(i) Cr.P.C.

Having gone through the facts of the case as well as the impugned orders, I find that the Additional Sessions Judge committed an error in allowing the prayer after 17 years of the alleged occurrence of a petty nature.

Hence, the application is allowed and the order dated 11.9.2013 passed by Adhoc Additional Sessions Judge VI, Ara, Bhojpur in Criminal Revision No.65 of 2013 is hereby set aside.

(Anjana Prakash, J)

Narendra/-

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