

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23195 of 2016

Arising Out of PS.Case No. -51 Year- 2015 Thana -C.B.I CASE District- PATNA

Sanjay Kumar

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rahul Nath

For the Opposite Party/s : Mr. R.P.S.Singh(App)

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 08-08-2016 Heard learned Counsel for the petitioner and learned
Counsel for the respondents-State.

In this case, the petitioner seeks to challenge the order,
dated 07.03.2016 passed by the Special Judge, Vigilance Trap,
Patna in Special Case No. 32 of 2015, (arising out of Vigilance
P.S. Case No. 51 of 2015).

Learned Counsel for the petitioner submits that the
seizure list witnesses are the driver of the informant and a Home
Guard Jawan, who is working under the informant came from
District-Saharsa, itself vitiates the search & seizure as well as
shows the biasness of the informant. These are all matter relates to
documentary evidence, cannot be looked into in the present
quashing proceeding. However, the petitioner is at liberty to raise
all such grounds during the trial.

With the above observation, this quashing application is accordingly disposed of.

(Shivaji Pandey, J)

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