

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35931 of 2013

Arising Out of PS.Case No. -618 Year- 2012 Thana -COMPLAINT CASE District- KISHANGANJ

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BACHCHA LAL RAI @ BENGU S/O LATE THOPA LAL RAI
RESIDENT OF VILLAGE- PARLABARI, NAYABASTI, P.S.-
PAHARKATTA, DISTRICT- KISHANGANJ

.... PETITIONER/S

VERSUS

1. THE STATE OF BIHAR
2. SAHEBA KHATOON W/O MAINSTER RESIDENT OF VILLAGE-
NAYABASTI PORLABARI, P.S.- PAHARKATTA, DISTRICT-
KISHANGANJ. AT PRESENT DAUGHTER OF LATE ABDUL
SATTAR, RESIDENT OF VILLAGE- SHITALPUR, DALAL BASTI,
P.S.- PAHARKATTA, DISTRICT- KISHANGANJ

.... OPPOSITE PARTY/S

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Appearance:

For the Petitioner/s : Mr. Sarangdhar Jha, Adv.
For the Opposite Party/s : Mr. Suresh Pd. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

3 22-12-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor. None appeared on behalf
of O.P. No.2 in spite of having properly noticed.

Petitioner unnecessarily rushed this Court under
the garb of Section 482 Cr.P.C. in the background of the fact
that his name does not find place in the complaint petition.
One Bengu whose identification has been made as a Surpanch
stood at Sl.No.15 of column of accused but as the petitioner
does not happen to be Surpanch, on account thereof petitioner,
for the present, would not feel apprehensive and that being so,
instant petition is found non-maintainable and is accordingly



dismissed. However, petitioner is identified subsequently as an accused at the end of the complainant then in that event, petitioner will be at liberty to take proper step as provided under the law.

(Aditya Kumar Trivedi, J.)

Prakash Narayan

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