

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5484 of 2016

Arising Out of PS.Case No. -179 Year- 2011 Thana -PATNA GRP CASE District- PATNA

1. Bal Mukund Prasad @ Bal Mukund Kumar @ Mukul Kumar Son of
Niranjan Prasad, Resident of Village- Sadanpur, P.S. Chandi, District-
Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Om Prakash Om

For the Opposite Party/s : Mr. Amit Kr.Rakesh(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 24-06-2016

The present application has been filed for quashing of the First Information Report of Patna Junction Rail P.S. Case No. 179 of 2011 registered under Sections 302, 201/34 of the Indian Penal Code, pending in the Court of learned Railway Judicial Magistrate, Patna Junction.

It is submitted by learned counsel for the petitioner that initially UD case was registered but subsequently the F.I.R was registered on the basis of suicide note of the victim wherein the petitioner has been named.

In view of this Court, the F.I.R can only be quashed if the accusation does not constitute prima facie case or the prosecution is barred under certain law. Hence, this Court is not inclined to interfere. Moreover the case was registered on 11.05.2011 but there is nothing on record to suggest the present stage of the case.

Accordingly the application is disposed of with liberty to the petitioner to raise all the contentions at the appropriate stage.

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(Dinesh Kumar Singh, J)