

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5814 of 2014

Arising Out of PS.Case No. -414 Year- 2013 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

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Asharaf Ali, Son of Late Anwarul Haque, Resident of Village - Sharifpur, P.S.-
Manpur, District – Sitamarhi.

.... Petitioner.

Versus

1. The State of Bihar.
2. Sahana Khatoon, Wife of Ashraf Ali, Resident of Village - Sharifpur, P.S.-
Manpur, District – Sitamarhi.

.... Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Alok Kumar Jha, Advocate.
For the Opposite Party No.2	:	Mr. Anil Kumar, Advocate.
For the State	:	Mr. Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA
ORAL JUDGMENT

Date: 05-12-2016

Heard learned counsel for the petitioner and the learned
counsel for the opposite party no. 2.

2. This application, under Section 482 of the Code of
Criminal Procedure, is directed against the order dated 23.12.2013
passed in Complaint Case (C1) No. 414 of 2013, whereby the
S.D.J.M., Pupari at Sitamarhi, finding the prima facie case, under
Section 498(A) of the Indian Penal Code, summoned the accused-
petitioner.

3. On going through the impugned order, I find no
illegality in the impugned order amounting to abuse of the process of
the court for interference in inherent jurisdiction under Section 482 of



the Code of Criminal Procedure.

4 . Accordingly, this application is dismissed . However, the petitioner would be at liberty to raise his defence/points in trial court at the appropriate stage.

(Rajendra Kumar Mishra, J)

Bhardwaj/-

AFR/NAFR	
CAV DATE	
Uploading Date	
Transmission Date	

