

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.19765 of 2014

Arising Out of PS.Case No. -185 Year- 2004 Thana -KOTWALI District- PATNA

Chotay Das, Son of late Subai Das, resident of village - Chilbilly, P.S. - Phulwarisharif, District - Patna

.... Petitioner/s

Versus

1. The State of Bihar
2. Jai Prakash Singh @ Pallu Singh, son of late Ram Narayan Singh, resident of Mohalla - Mahendru, P.S. - Sultanganj, District - Patna

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Birendra Narayan Sharma, Adv.
For the State : Md. Ataur Rahman, A.P.P.

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 18-03-2016

Heard learned counsel for the Petitioner and the State.

The Petitioner seeks quashing of the order dated 3.10.2013 passed by the Judicial Magistrate, 1st Class, Patna, in Kotwali P.S. Case No. 185 of 2004, G.fR. No. 1786 of 2004.

In view of Annexure-6 which reveals the settlement of the dispute, notices had been issued to the Opposite Party No. 2 but none appears on his behalf.

Accepting the fact of settlement, the application is allowed and the Proceeding including the order dated 3.10.2013 passed by the Judicial Magistrate, 1st Class, Patna, in Kotwali P.S. Case No. 185 of 2004, G.fR. No. 1786 of 2004, is hereby, set aside.

(Anjana Prakash, J)

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