

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40077 of 2013

Arising Out of PS.Case No. -3103 Year- 2008 Thana -WEST CHAMPARAN COMPLAINT
District- WESTCHAMPARAN(BETTIAH)

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1. Sheraj Mian @ Md. Seraj Alam son of Khairati Mian
 2. Khairati Mian son of Late Mian
 3. Asghari Beghum wife of Khairati Mian
 4. Ruby Khatoon daughter of Khairati Mian
 5. Noors Savar Khatoon @ Noor Sayada Khatoon daughter of Khairati Mian
 6. Binar Mian son of Mian
 7. Julekha Khatoon wife of Binar Mian
 8. Gudiya Khatoon wife of Meraj Khatoon
 9. Dhanu Mian @ Dhanu son of Khairati Mian
 10. Raju Mian @ Raju son of Nabi Hasan Mian
 11. Phooltara Beghum @ Phooltara Khatoon wife of Raju Mian
- Pet. 1 to 11 Residents Of Nearby Thawe Railway Station, P.S. Thawe, District Gopalganj.
12. Illias Mian @ Aleyes Mian son of Hanif Mian Resident Of Itawa, P.S. Mirganj, District Gopalganj.
 13. Babujan Mian @ Babujan son of Madin Mian Resident Of Olhanpur, P.S. Madhaura, District Saran.
 14. Shafi Alam son of Quasim Mian
 15. Rabari Beghum @ Rabari Khatoon wife of Quasim Mian
- Pet. 14 & 15 Residents Of Village Bairiya (Tamailiya Tola), P.S. Bairiya, District West Champaran.

.... Petitioner/s

Versus

1. The State Of Bihar.
 2. Md. Gyasuddin son of Md. Kafil
- O.P. No. 2 Resident Of Village Nakti Paterwa, P.S. Jagdishpur, District West Champaran.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amarendra Nath Verma
For the Opposite Party/s : Mr. Uday Chandra Prasad (App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5 05-07-2016 Heard Sri Amrendra Nath Verma, learned counsel for

the petitioners and Sri Sanjeev Kumar, learned counsel for the

complainant /opposite party no. 2.

In the present petition the petitioners have prayed for quashing of an order dated 30.4.2013 passed by the learned Sub Divisional Judicial Magistrate, Betiah, West Champaran in S.C. No. 449 of 2012 arising out of Complaint Case No. 3103(C) of 2008. By the said order prayer for discharge of the petitioners was rejected.

In this case earlier a report was called for from the court below regarding the stage of the case which has been received and kept at flag -A. The report dated 24th May 2016 makes it clear that one of the petitioners i.e. petitioner no. 10 has jumped bail and process under section 82 & 83 Cr.P.C. has already been issued and due to the said reason the case is still at the stage of appearance. Besides this I have also perused the materials available on record including the impugned order. I do not find any ground for interference with the impugned order.

The petition stands dismissed.

(Rakesh Kumar, J)

Praful/-

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