

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.679 of 2015

=====

1. Om Prakash Singh Son of Kamla Singh, Resident of Village - Asani, P>S. - Udwantnagar, District - Bhojpur (Chairman of Om Krisak Seva Swablambi Sahkari Samiti Ltd., Asani, Udwantnagar, Bhojpur).

.... Petitioner/s

Versus

1. The State of Bihar.
2. The Deputy Inspector General of Police, Patna Range, Patna.
3. The Superintendent of Police, Arrah, District - Bhojpur.
4. The District Magistrate Arrah, District - Bhojpur.
5. The Station House Officer, Udwantnagar Police Station, District - Bhojpur.
6. The District Cooperative Officer, Arrah, District - Bhojpur.
7. The Co-operative Extension Officer, Udwantnagar, District - Bhojpur.

.... Respondent/s

=====

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha

For the Respondent/s : Mr. D.K. Prasad (Gp-7)

=====

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 03-03-2016 By way of the present application preferred under Articles 226 and 227 of the Constitution of India, the petitioner seeks quashing of the First Information Report of Udwantnagar P.S.Case No. 101 of 2015 registered under Sections 406, 409 and 420 of Indian Penal Code.

Earlier four weeks time was granted to the counsel for the State to file counter affidavit in the matter. However, no counter affidavit has been filed.

Learned counsel for the State has stated that since he has not received any instruction in the matter, he is not in a

position to file counter affidavit.

In view of the fact that the petitioner has sought for quashing of the First Information Report of Udwanthnagar P. S. Case No. 101 of 2015, the filing of the counter affidavit is dispensed with.

I have heard learned counsel for the petitioner and learned counsel for the state and perused the allegations made in the FIR, as contained in Annexure-1 to the present application.

The allegations made in the First Information Report do attract the ingredients of the offences alleged under Sections 406, 409 and 420 of the Indian Penal Code.

In that view of the matter, I do not find any merit in this application. Accordingly, the application is dismissed.

(Ashwani Kumar Singh, J)

Pradeep/-

U		T	
---	--	---	--