

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29381 of 2013

- =====
1. VINAY SINGH, SON OF BACHAN SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR
2. VIKASH SINGH @ VIKASH KUMAR SINGH, SON OF BACHAN SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR
3. VIJAI SINGH @ SANU @ BIJAY KUMAR SINGH, SON OF BACHAN SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR
4. JANARDAN SINGH, SON OF LATE TUNG NATH SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR
5. SHASHI SINGH @ SHASHI KUMAR SINGH, SON OF RAJENDRA SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR
6. VINIT SINGH @ VINIT KUMAR SINGH, SON OF NEPAL SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR
7. RAVI SINGH, SON OF RAJENDRA SINGH RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR (M), DISTRICT-BUXAR

.... PETITIONER/S

VERSUS

1. THE STATE OF BIHAR
2. BANKTESHWAR SINGH, SON OF LATE SHALIGRAM SINGH, RESIDENT OF VILLAGE-MAHADAH, P.S.-BUXAR(M), DISTRICT-BUXAR

.... OPPOSITE PARTY/S

=====

Appearance :

For the Petitioner/s : Mr. Neeraj Kumar Alias Sanidh, Advocate.
For the Opposite Party/s : Mr. C. Sen Pd.Singh (APP)

=====

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA
ORAL ORDER

3 31-03-2016 Heard learned counsel for the petitioners and learned counsel for the Opposite Parties.

This application, under Section 482 of the Code of Criminal Procedure, is directed against the order dated 04.06.2013 passed in Case No. 177/M/13, whereby the proceeding under

Section 144 Cr.P.C. has been converted into under Section 145 Cr.P.C. by the Sub-Divisional Magistrate, Buxar, with direction to the parties to file their written statement till 17.06.2013.

Learned counsel for the petitioners submits that Title Suit No. 51 of 2012 is pending in the Civil Court, Buxar, in respect to land in dispute regarding which proceeding under Section 144 of the Cr.P.C. has been converted into under Section 145 of the Cr.P.C.

On going through the impugned order, I find no illegality amounting to abuse of process of the court for interference with the same. Accordingly, this appeal stands dismissed.

However, the petitioners would be at liberty to raise their objection in the proceeding under Section 145 of the Cr.P.C. before the Sub-Divisional Magistrate, Buxar.

(Rajendra Kumar Mishra, J)

Bhardwaj/-

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