

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24082 of 2013

Arising Out of PS.Case No. -1325 Year- 2003 Thana -SITAMARHI COMPLAINT CASE District-
SITAMARHI

Manoj Kumar Son Of Late Digambar Chaudhary Resident Of Village-
Meghpur, Police Station- Sursand, District- Sitamarhi

.... Petitioner/s

Versus

1. The State Of Bihar
2. Ram Hriday Chaudhary Son Of Ram Shresth Chaudhary Resident Of
Village- Meghpur, Police Station- Sursand, District- Sitamarhi

.... Opposite Party/s

Appearance:

For the Petitioner/s : Mr.
For the Opposite Party/s : Mr. /Smt.Suman Kumari Singh(App)

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

2 28-04-2016 Heard learned counsel for the petitioner. Gone
through the order impugned.

Petitioner has challenged the order impugned on
account of refusal by the learned lower court to discharge him
in terms of Section 245 Cr.P.C. on the ground that the
witnesses whoever been examined during course of an inquiry
under Section 202 of the Cr.P.C. has not been examined before
charge. The aforesaid point is not at all relevant at the present
stage because of the fact that in terms of Section 245(6) of the
Cr.P.C. the complainant has got an opportunity to examine the
remaining witnesses than whoever been examined in terms of
Section 244 Cr.P.C., evidence before charge. Petition is rejected.

(Aditya Kumar Trivedi, J)

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