

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Writ Jurisdiction Case No.380 of 2016**

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Rahul Kumar S/o Sri Sachidanand Mahto aged about 29 years, resident of  
Village- Jawaharnagar, Daini, P.S.- Krityanand Nagar, District- Purnea.

.... .... Petitioner

Versus

1. The State of Bihar through the Director General of Police, Bihar, Patna
2. Joint Secretary, Department of Home (Police) Bihar, Patna.
3. Superintendent of Police, Purnea, Bihar.
4. Deputy Superintendent of Police-cum-Station House Officer, Purnea Bihar,
5. Senior Deputy Superintendent of Police-cum-Investigating Officer Purnea, Bihar.
6. Station House Officer, Krityanand Nagar, Police Station Purnea Bihar.
7. The Bihar State Forensic Science Laboratory, Patna, Bihar.

.... .... Respondents

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**Appearance:**

For the Petitioner : Mr. Abhimanyu Vatsa, Advocate  
For the State : Mr. R.B.N. Singh, AC to GA-10.

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI**  
**SHARAN SINGH**  
**ORAL ORDER**

3      28-07-2016      The petitioner is a named accused in Purnea P.S. Case No. 682 of 2014 registered for the offences punishable under Section 302 read with Sections 120B and 34 of the Indian Penal Code. He seeks for quashing of the said First Information Report and Final Form/ Report No.51/15 dated 18.03.2015 submitted by the police under Section 173 of the Cr.P.C. With the filing of said final form the petitioner stand charge sheeted.

In the present application seeking quashing of the First Information Report, the petitioner has taken some pleas which are in the nature of defence on behalf of the petitioner. On

the basis of statements made to that effect in the application, First Information Report or the charge sheet cannot be quashed.

I find no merit in this application. This application accordingly, stands dismissed.

**(Chakradhari Sharan Singh, J.)**

Ravi/-

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