

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 23039 of 2010

Arising out of P.S. Case No. -33 Year- 2008 Thana -Nasriganj
District- SASARAM (ROHTAS)

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Surendra Singh S/o Late Ram Singhasan Singh Resident of Village
- Shankarapur, P.S. - Nasriganj, District – Rohtas.

.... Petitioner/s

Versus

The State of Bihar & Anr.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramanuj Tiwary, Adv.

For the Opposite Party/s: Mr. APP.

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CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 22-01-2016

The Petitioner seeks quashing of the order of
cognizance dated 23.03.2010 passed by the Judicial
Magistrate, 1st Class, Bikramganj, Rohtas in Nasriganj P.S.
Case No. 33 of 2008.

The case of the Informant is that the property which
was left by his father was unfairly misappropriated by the
Petitioner.

It has been submitted that if at all the Informant is
aggrieved for redressal of his grievance would be the proper
forum the Civil Court which he has already approached.

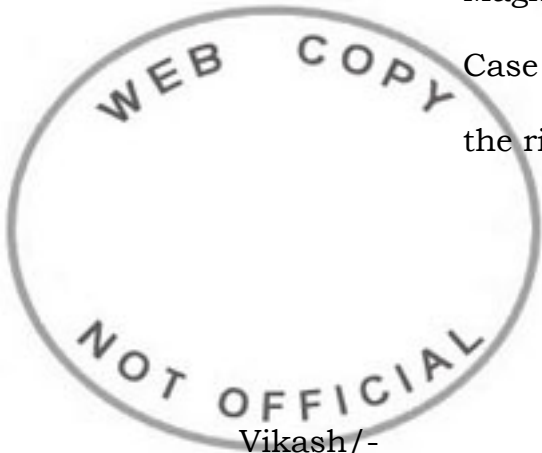
The Counsel for the Complainant does not dispute
this fact.

Having considered that the allegations are
essentially civil in nature, the entire proceeding including the

order of cognizance dated 23.03.2010 passed by the Judicial Magistrate, 1st Class, Bikramganj, Rohtas in Nasriganj P.S. Case No. 33 of 2008 is, hereby, set aside without prejudice to the right of the parties.

The Application stands allowed.

(Anjana Prakash, J.)



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