

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35806 of 2013

Arising Out of PS.Case No. -73 Year- 2013 Thana -DAWATH District- SASARAM (ROHTAS)

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1. Akhilesh Choubey @ Alakhdeo Chuoubey S/O Late Prahalad Choubey
Resident Of Village Basham, Police Station Davat, District Rohtas,
Sasaram.

.... Petitioner

Versus

1. The State Of Bihar.
2. The South Bihar Power Distribution Company Through Managing
Director, Having Office At Vidyut Bhawan Baily Road, Patna.
3. Ashok Kumar Mehta S/O Late Dev Chand Prasad Presently Posted As
Executive Engineer, Electric Supply Division, Sasaram, District Sasaram.

.... Opposite Parties

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with

Criminal Miscellaneous No.36750 of 2013

Arising Out of PS.Case No. -73 Year- 2013 Thana -DAWATH District- SASARAM (ROHTAS)

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1. Aftab Khan S/O Late Mahfooz Khan Resident Of Village Basham, Police
Station Davat, District Rohtas, Sasaram.

.... Petitioner

Versus

1. The State Of Bihar.
2. The South Bihar Power Distribution Company Through Managing
Director, Having Office At Vidyut Bhawan, Baily Road, Patna.
3. Ashok Kumar Mehta S/O Late Deochand Prasad Resident Of Village
Mewar, Police Station Nursarai, District Nalanda, Presently Posted As
Electrical Executive Engineer, Sasaram.

.... Opposite Parties

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Appearance :

(In both cases)

For the Petitioner : Mr. Sanjeet Kumar
For the State : Mr. Ashok Kumar 1 (App)
For O.P. Nos. 2 & 3 : Mr. Anand K. Ojha
Mr. Ashok Karna

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

5 04-04-2016 A counter affidavit has been filed on behalf of

the South Bihar Power Distribution Company Limited,

bringing on record the assessment of the amount of loss

caused to the Company, let the same be kept on record.

Upon perusal of the First Information Report, I find that the same cannot be quashed in exercise of power under Section 482 of the Code of Criminal Procedure, as cognizable offences are made out on the basis of the allegations made therein.

These applications are accordingly dismissed.

It goes without saying that the petitioners shall have the liberty to raise all the points which have been raised in the present applications at appropriate stage, i.e., stage of framing of the charge or at any other subsequent stage, since I have not gone into the merits of such ground taken in these applications.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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