

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 45320 of 2013

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Manoj Kumar S/O Late Babu Kauleshwar Prasad Sinha Resident of
Village- Sattar, Police Station- Maner, District- Patna.

.... Petitioner

Versus

1. The State of Bihar
2. Pushapa Singh W/O Laxaman Singh Mohalla- Rewa, Post Office- Saray,
Police Station- Maner, District- Patna, At Present E/7, Abhiyanta Nagar,
Police Station- Rajeev Nagar, Post Office- Ashiyana Nagar, District- Patna.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Pramod Rajpati
For the Opposite Party/s : Mr. Umeshanand Pandit(App)
Mrs. Soni Srivastava
Mr. Vijay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4. 04-07-2016 Heard Sri Pramod Rajpati, learned counsel for the
petitioner, Sri Umeshanand Pandit, learned Addl. Public
Prosecutor as well as Smt. Soni Srivastava, learned counsel
assisted by Sri Vijay Kumar Singh, learned counsel for
complainant/opposite party no. 2.

The petitioner has approached this Court against an
order dated 11-03-2013 passed by learned Judicial Magistrate 1st
Class, Patna in Complaint Case No. 1277(C) of 2008, whereby
petition filed by the petitioner under Section 245 of Cr.P.C. for
discharge has been rejected.

Learned counsel for the petitioner tried to persuade
the Court that the petitioner has already refunded entire amount,

even thereafter, the present case was filed. He further submits that besides present case, other cases were also lodged.

Besides hearing, I have also perused the material available on record. I do not find any apparent error in the impugned order warranting interference.

The petition stands dismissed.

(Rakesh Kumar, J.)

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