

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30896 of 2016

Arising Out of PS.Case No. -218 Year- 2011 Thana -GAYGHAT District- MUZAFFARPUR

1. Bharti Mishra @ Bharti Devi wife of Arun Kumar Mishra Resident of
Village- + P.O. Janta, P.S. Gaighat, District- Muzaffarpur

.... Petitioner/s

Versus

1. The State of Bihar & Anr
2. Sail Devi wife of Late Gonour Mallik Resident of village - Jata Dih,
P.S. Gaighat , District- Muzaffarpur

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nachiketa Jha

For the Opposite Party/s : Mr. Sri Uma Shankar Prasad Singh

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 02-09-2016

The present application has been filed for quashing the First Information Report of Gaighat P.S. Case No. 218 of 2011 registered under Sections 467, 468, 406, 420, 471, 472/34 of the Indian Penal Code.

This Court is of the view that the F.I.R of a cognizable offence can be quashed if the accusation does not constitute prima facie case or the prosecution is barred under certain law. Moreover the F.I.R was registered on 27.08.2011 and there is nothing on record to suggest the present stage of the case. Hence, this Court is not inclined to interfere.

Accordingly the application is disposed of with liberty to the petitioner to raise all the contentions after

submission of the final report under Section 173(2) of the
Cr.P.C.

Shageer/-

U		T	
---	--	---	--

(Dinesh Kumar Singh, J)

