

Arising Out of PS.Case No. -263 Year- 2015 Thana -BARHARA District- BHOJPUR

.... Petitioner/s

1. The State of Bihar.

.... Opposite Party/s

For the Petitioner/s : Mr. Dhanendra Chaubey

For the Opposite Party/s : Mr. Dasrath Mehta (App)

2 24-06-2016

Heard learned counsel for the petitioner and

learned senior counsel for the informant.

The present application has been filed for quashing of the First Information Report of Barhara P.S. Case No. 263 of 2015 registered under 419, 420, 467, 468 of the Indian Penal Code, pending in the Court of learned Chief Judicial Magistrate, Bhojpur at Ara.

The prosecution case is of selling the land of the informant by the accused persons including the petitioner.

It is submitted by learned counsel for the petitioner that petitioner sold his share of land and for a civil nature of dispute the prosecution has maliciously been lodged.

It is the settled law that the F.I.R can only be quashed if the accusation does not constitute prima facie case

or the prosecution is barred under any law. Hence, this Court is not inclined to interfere at this stage. Moreover the case was registered on 24.08.2015 but there is nothing on record to suggest the present stage of the case.

Accordingly the application is disposed of with liberty to the petitioner to raise all the contentions at the appropriate stage.

(Dinesh Kumar Singh, J)

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