

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19168 of 2014

Arising Out of PS.Case No. -3555 Year- 2008 Thana -VAISALI COMPLAINT CASE District-
VAISHALI(HAJIPUR)

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Krishna Kant Kumar, son of Sri Shyam Naraun Thakur, resident of village-
Jagdishpur, P.O.- Subhai, P.S.- Rajapakar, district- Vaishali, at present 176
P.C. Colony, Kankarbagh, Patna-20, P.S.- Kankarbagh, district- Patna

.... Petitioner

Versus

1. The State of Bihar
2. Lakshmi Kant, son of Sri Rameshwar Prasad Singh, resident of village-
Pauni Hasanpur, P.S. and District- Vaishali, proprietor of M/S Ganpati
Traders, Gopalpur Chowk, P.S.- Vaishali, district- Vaishali.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Nilesh Kumar

For the Opposite Party/s : Mr. Binod Kr. 2(App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

3 02-08-2016 Heard Sri Ajay Thakur, learned counsel, who was

assisted by Sri Ravi Ranjan, learned counsel for the petitioner and

Sri Binod Kumar no.2, learned Addl. Public Prosecutor.

The sole petitioner has approached this Court,
invoking its inherent jurisdiction under Section 482 of the Code of
Criminal Procedure, by filing the present petition, which was filed
on 28.04.2014, with a prayer to quash an order , which was
passed long back on 08.06.2012, whereby the learned Chief
Judicial Magistrate, Vaishali at Hajipur had explained the
accusation against the petitioner under Section 417 of the Indian
Penal Code and Section 138 of the Negotiable Instrument Act, in

Complaint Case no.3555/2008, Tr.No.1435/10.

Learned counsel for the petitioner tried to persuade the Court that the accusation was illegally and incorrectly explained, whereas the Court is of the opinion that the accusation was explained in the year 2012. Meaning thereby that after explaining the accusation, the trial has proceeded and after about two years from the date of explaining the accusation, the present petition was filed.

In view of the fact, particularly the fact that the order was passed two years back, I do not find any ground to entertain the present petition. The petition stands dismissed.

(Rakesh Kumar, J)

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