

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 15512 of 2016

Arising Out of PS.Case No. -61 Year- 2011 Thana -DHORAIYA District- BANKA

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Rustam Ali @ Md. Rustam Ali son of Tetar Ali, Resident of Village -
Nanan Pair, P.S. - Dhoraiya District - Banka.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Ranjeet Kumar Das No.- 2

For the Opposite Party/s : Mr. M.Rab(App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 27-09-2016 The petitioner has invoked inherent jurisdiction of this Court under Section 482 of the Code of Criminal Procedure, 1973 by filing the present petition, which was filed in the month of April, 2016, with a prayer to quash an order, which was passed long back on 23-08-2011, whereby the learned Chief Judicial Magistrate, Banka in Dhoraiya P.S. Case No. 61 of 2011, G.R. Case No. 812 of 2011 has passed order of cognizance. He took cognizance under Section 7 of the Essential Commodities Act, 1955.

Mr. M. Rab, learned Addl. Public Prosecutor submits that since the order of cognizance, which was passed long back in the year 2011, has been assailed in the year 2016, this is the only ground for rejection of the present case.

The Court is in agreement with the submission of
learned Addl. Public Prosecutor.

The petition stands dismissed.

(Rakesh Kumar, J.)

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