

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28489 of 2013

Arising Out of PS.Case No. -99 Year- 2013 Thana -SHEKHPURA COMPLAINT CASE District-
SEKHPURA

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Manohar Kumar, son of Raj Kumar Mahto, resident of Mohalla- Kharpar,
Sheikhpura, P.S. Sheikhpura, District Sheikhpura

.... Petitioner/s

Versus

1. The State of Bihar
2. Bhaso Devi, wife of Dharmendra Prasad resident of Mohalla – Kharpar,
Sheikhpura, P.S. Sheikhpura, District Sheikhpura

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. sudhir Kumar Upadhyaya

For the Opposite Party/s : Mrs. Veena Rani Prasad (App)

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR

ORAL ORDER

3 17-05-2016 Heard learned counsel for the petitioner and Sri Madan
Kumar, learned A.P.P.

In view of the order dated 25.4.2016, report from the
court below has been received and kept at flag 'A'. Report
indicates that before charge four witnesses have already been
examined. The petitioner in this case has assailed the order of
cognizance on the plea that dispute is virtually a civil dispute and
colour of criminal offence has been given.

Be that as it may, since before charge four witnesses
have already been examined, the court proposes to dispose of the
present petition granting liberty to the petitioner to raise all the

points, which have been raised in the present petition before the court below at the stage of charge. If such petition is filed the court expects that the learned Magistrate may examine the same in accordance with law.

(Rakesh Kumar, J)

Praful/-

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