

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.21598 of 2014

Arising Out of PS.Case No. -80 Year- 2013 Thana -SONEPUR District- SARAN

Ashok Kumar Singh, son of Late Binda Prasad Singh, resident of Village - Jhauwapatti, P.S. Bheldi, District - Saran, presently Posted as Panchayat Sachiv, Pachbhinda and Taraiya Gram Panchayat, P.S. Taraiya, District - Saran

.... Petitioner

Versus

1. The State of Bihar
2. The Block Development Officer, Sonapur, Saran

.... Opposite Parties

Appearance :

For the Petitioner/s : Mr. Gopal Swaroop Dubey, Advocate
For the Opposite Party/s : Mr. Subash Chandra Mishra, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL JUDGMENT

Date: 20-06-2016

Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner was posted as Panchayat Secretary of Gram Panchayat, Govind Chak under the district of Chapra. Appointments were made to the post of Siksha Mitra in the said Gram Panchayat. In course of enquiry, it was detected that the records relating to appointment of Block Teacher, Anup Kumar Rai, were missing. Upon an enquiry, it was found that the documents had been stolen away purposively.

It appears that the Police upon completion of investigation had submitted chargesheet against one of the co-

accused.

Upon perusal of the First Information Report, I am of the view that no case of quashing of the First Information Report is made out as the allegations make out offence under various provisions of the Indian Penal Code, which are cognizable in nature.

This application is, accordingly, dismissed with a liberty to the petitioner to raise all such plea in the present application at the stage of framing of charge.

(Chakradhari Sharan Singh, J)

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