

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2532 of 2016

Arising Out of PS.Case No. -704 Year- 2015 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

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1. Khawaja Garib Nawaj son of Late Khwaja Gulam Mohammad, Resident
of village- Achepur, P.O. Kanharia, P.S. Baisi, District- Purnea

.... Petitioner/s

Versus

1. The State of Bihar
2. Md. Hasib Son of Late Safiruddin, resident of village- Sahjana
Achchepur, P.S.- Kadwa, District- Katihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Helal Ahmad, Advocate

For the Opposite Party/s : Mr. Ram Anurag Singh (App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

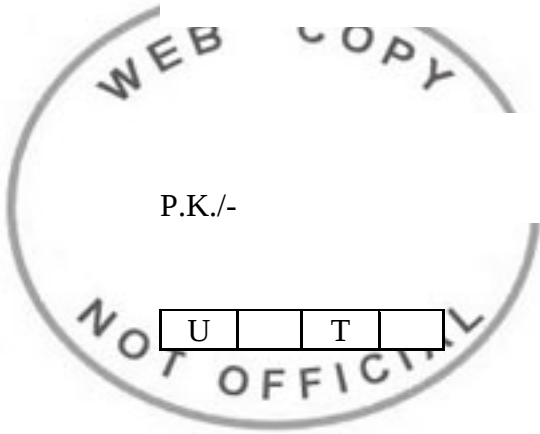
2 01-07-2016 The present application has been filed for quashing
of the First Information Report in connection with C.A. No. 704
of 2015 in which processes have been directed to be issued
after cognizance being taken for the offences punishable under
Sections 323, 504, 147, 379 of the Indian Penal Code.

It is submitted by the learned counsel for the
petitioner that in the background of serious land dispute,
on the basis of malicious accusation the processes has been
issued.

In view of this Court, at the stage of taking
cognizance the Magistrate to see prima facie case hence,
this Court is not inclined to interfere at this stage.

The application is disposed of

with liberty to the petitioner to raise all the contentions after submission of Final Report under Section 173 (2) Cr.P.C.



(Dinesh Kumar Singh, J)