

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11783 of 2016

Arising Out of PS.Case No. -87 Year- 2013 Thana -KARAHGAR District- SASARAM (ROHTAS)

=====

Kameshwar Singh, Son of late Chandrma Singh, Resident of village-Rehari,
P.O. Barahari, P.S. Kargahar, District Rohtas at Sasaram.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Geeta Devi, Wife of Sri Surya Nath Kumar, Mukhia of Gram Panchayat
Raj Barahari, Resident of village-Barahari, P.S. Kargahar, District
Rohtas at Sasaram.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Raghunandan Kumar Singh

For the Opposite Party/s : Mr. Veena Rani Pd.(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 18-05-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner has prayed for cancellation of bail granted
to opposite party no. 2 vide order dated 25.07.2013 passed in Cr.
Misc. No. 28835 of 2013 in connection with Kargahar P.S. Case
No. 87 of 2013 on the ground that opposite party no. 2 got the
aforesaid bail by suppressing the real facts.

Learned counsel for the petitioner submits that the
opposite party no. 2 got prepared forged affidavit and pleaded
before this court that beneficiaries had already received the
benefits but as a matter of fact, petitioner being beneficiary had
not received any benefit and, therefore, by placing wrong facts, the

opposite party no. 2 got the privilege of bail in her favour.

Admittedly, neither petitioner is informant nor he represents the State and, therefore, in my view, petitioner does not have any locus standi to file this cancellation petition. However, the order dated 25.07.2013 passed in Cr. Misc. No. 28835 of 2013 goes to show that this court granted privilege of bail to opposite party no. 2 taking note of this fact that so-called defalcated amount had already been deposited and, therefore, I do not find any force in this petition.

Accordingly, this cancellation petition stands dismissed on admission stage itself.

(Hemant Kumar Srivastava, J)

SHAHZAD/-

U		T	
---	--	---	--