

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.50691 of 2012

Arising Out of PS.Case No. -null Year- null Thana -null District- -

- =====
1. Upanesh Kumar, S/O Sh. Chandeshwar Chaudhary, resident of village- Chhahan Uttar Tola, Post- Chhajan Harishankar, Police Station- Kudhani, District- Muzaffarpur, at presently residing at Mohalla- Gannipur, Police Station- Kazi Mohamadpur, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State Of Bihar
2. Umesh Prasad Raman, Sub Inspector, Kazi Mohammadpur Police Station, District- Muzaffarpur, &
3. Satyendra Kumar, Constable, Kazi Mohammadpur Police Station, District- Muzaffarpur.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Kalyan Shankar, Advocate
For the Opposite Party/s : Mr. R. B. S. Pahepuri, APP
Mr. Awadhesh Kumar Mishra, Advocate

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH

ORAL JUDGMENT

Date: 02-05-2016

The Petitioner seeks quashing of the order dated 11.08.2011 by which the Judicial Magistrate, 1st class, Muzaffarpur, in Complaint Case No.3549 of 2010, has refused to take cognizance for want of sanction.

The case of the Complainant is that the Complainant and his cousin brother were assaulted by the Police Officers and they had snatched their money and a chain.

A Counter Affidavit has been filed on behalf of the Opposite Party Nos.2 and 3 annexing some documents to show that,

in fact, cousin brother of the Complainant, who was accompanying him, had sustained injury while fleeing away when his vehicle was stopped to show papers by the Inspecting Team.

Considering that evidently the present Complaint appears to have been filed for ulterior reason, the application is **dismissed.**

(Anjana Prakash, J)

JA/-

AFR/NAFR	
CAV DATE	N/A
Uploading Date	05.05.2016
Transmission Date	05.05.2016