

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.48240 of 2013

Mathura Singh @ Mathura Prasad Singh, son of Late Ganaur Singh, resident of village- Madhopur, Chhata, Police Station- Tariyani, Sub Division and District- Sheohar.

.... Petitioner.

Versus

1. The State of Bihar.
2. Bhuneshwar Singh, son of Late Shrestha Narayan Singh, resident of village- Madhopur, Chhata, Police Station-Tariyani, Sub Division and District- Sheohar.

.... Opposite Parties.

Appearance :

For the Petitioner : Mr. Ravi Shankar Pankaj, Advocate.
For the State : Mr. Jharkhandi Upadhyay, A.P.P.
For the Opposite Party No.2 : Mr. S.K. Singh, Advocate.

CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL JUDGMENT

Date: 07-04-2016

Heard the parties.

2. This application under Section 482 of the Code of Criminal Procedure is directed against the order dated 16.07.2013 passed in Criminal Revision No.113 of 2012, whereby the court of the Additional Sessions Judge-I, Sheohar, while allowing the aforesaid Criminal Revision filed on behalf of the opposite party no.2, set aside the order dated 09.02.2012 passed in Case No.808 of 2002 by the Sub Divisional Magistrate, Sheohar, in a proceeding under Section 147 of the Code of Criminal Procedure with a direction to the Sub Divisional Magistrate, Sheohar, to pass a fresh order in accordance with law.

3. On going through the impugned order, I find no illegality therein amounting to an abuse of the process of the court, calling for interference in an extraordinary jurisdiction of this Court under Section 482 of the Code of Criminal Procedure.

4. Accordingly, this application stands dismissed.

(Rajendra Kumar Mishra, J)

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