

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 45618 of 2013

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

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Antara @ Antara Sinha, Wife of Rakesh Sinha, Resident of Flat No. - 301, Savi
Mansion, Kasturba Path, North S. K. Puri, P.S. - S.K. Puri, District - Patna

.... Petitioner

Versus

1. The State of Bihar
2. Prabhat Kumar, Son of Sambhu Prasad Choudhary, Resident of Village -
Kanhauli, P.S. - Mahua, District - Vaishali

.... Opposite Parties

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Appearance :

For the Petitioner : Mr.

For the Opposite Party No. 2 : Mr. Arjun Kumar, Advocate

For the State : Mr. Shyam Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 23-11-2017

No one appears on behalf of the petitioner.

Heard learned counsel for the opposite parties.

This application has been filed under Section 482
Cr.P.C. for quashing the order dated 24.07.2013 passed in Patna
Gandhi Maidan P.S. Case No. 36 of 2011 whereby the learned court
below has rejected the prayer of the petitioner and other accused for
discharge.

While rejecting the prayer, the learned court below
perused the material in the case diary i.e. evidence of the witnesses in
paras 3, 4, 5, 6 and 161 of the case diary.

I have also gone through the aforesaid paragraphs and
without disclosing the mind on the merit of the case, I am of the view
that even a suspicion of commission of offence is sufficient to allow



criminal prosecution. Therefore, this Court is not inclined to interfere with the impugned order.

Accordingly, this application stands dismissed.

(Birendra Kumar, J)

Kundan/-

AFR/NAFR	N.A.
CAV DATE	N.A.
Uploading Date	27.11.2017
Transmission Date	27.11.2017

