

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 40646 of 2013

Arising Out of PS.Case No. -132 Year- 2007 Thana -HARIZAN District- BEGUSARAI

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Soni Kumari, Wife of Gore Lal Sah, Resident of Village - Paharpur, P.S. - Ballia,
District - Begusarai

.... Petitioner

Versus

1. The State of Bihar
2. Basanti Kumari, Wife of Manoj Paswan, Resident of Village - Paharpur, P.S. -
Ballia, District - Begusarai

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Abul Kalam, Advocate
For the Opposite Party No. 2 : Mr.
For the State : Mr. Nand Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 23-11-2017

Heard learned counsel for the parties.

This application under Section 482 Cr.P.C. was filed
on 19.09.2013 for quashing the order taking cognizance dated
15.02.2010 passed in connection with Begusarai SC/ST P.S. Case No.
132 of 2007 whereby cognizance was taken against the petitioner
under Sections 420, 467, 468, 471 and 120(b) of the Indian Penal
Code.

Submission of the learned counsel for the petitioner is
that a bare perusal of the FIR would reveal that no case as alleged is
made out against the petitioner.

To counter the aforesaid submission, contention of
the learned counsel appearing for opposite party no. 2, the informant
of the case is that the charges were already framed on 25.02.2011



itself before filing of the present application for quashing of cognizance order, hence, this application is not maintainable.

Since the petitioner has suppressed the factum of framing of charge in this case and also considering the stage of the trial, this Court is not inclined to interfere with the impugned order.

(Birendra Kumar, J)

Kundan/-

AFR/NAFR	N.A.
CAV DATE	N.A.
Uploading Date	25.11.2017
Transmission Date	25.11.2017

