

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38485 of 2014

Arising Out of PS.Case No. -191 Year- 2012 Thana -ROSERA District- SAMASTIPUR

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Rajo Mahto @ Raju Mahto son of Sri Ram Mahto residence of village
Gathara P.S. Rosra, District - Samastipur.

.... Petitioner

Versus

1. The State of Bihar.
2. Lal Pari Devi wife of Late Tej Narayan Singh residence of village -
Chand Surari, P.O. - Chaura Tauaka P.S. Vibhutipur, District - Samastipur.
3. Anjani Kumari @ Ranjan Kumari, daughter of Late Tej Narayan Singh,
resident of village Chand Surari, P.O.- Chaura Tauaka, P.S.- Vibhutipur,
District- Samastipur.

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Ram Narayan Mahto, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Pandey(App)

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

4 30-08-2017 Heard learned counsel for the petitioner as well as

learned counsel for the State.

The petitioner by filing this quashing application seeks
setting aside the entire criminal proceeding including the
cognizance order dated 15.7.2013 passed by A.C.J.M., Rosera in
Rosera P.S. Case no.191 of 2012 whereby cognizance has been
taken under Sections 366(A) and 120B/34 of the Indian Penal
Code.

Learned counsel for the petitioner submits that the
petitioner himself was kidnapped by the other accused persons and
was forcibly married in a temple with the daughter of the



informant.

The allegation in the F.I.R. is that other co-accused after enticing away the 13 years minor daughter of the informant got her married with the petitioner as the same has been recorded under Section 164 of the Cr.P.C. There is no any case lodged by the petitioner regarding his kidnapping and forcible marriage with the informant's daughter, so considering contents of the F.I.R. as well as the other materials it is not that it does not disclose any offence against him; so this application stands dismissed.

(Arun Kumar, J)

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