

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17342 of 2014

Arising Out of PS.Case No. -94 Year- 2012 Thana -RAJIVNAGAR District- PATNA

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1. Raj Kumar Bhagat Son of Vishwanath Bhagat resident of village- Alam Nagar,
P.S.- Alam Nagar, District- Madhepura

.... Petitioner/s

Versus

1. The State of Bihar
2. Savita Kumari Singh W/o Dr. Jitendra Kumar Singh C/o Ramagya Singh, Jai
Prakash Nagar, P.S.- Rajiv Nagar, Patna-800025, Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Saket Tewary

For the Opposite Party/s : Mr. Arun Kumar Singh-5 APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL JUDGMENT

Date: 26-07-2017

Heard learned counsel for the opposite party No. 2. None
appeared on behalf of the petitioner.

The petitioner has challenged the order dated 15-07-2013
passed by learned Judicial Magistrate-Ist Class, Patna in Rajiv Nagar
P.S. Case No. 94 of 2012 by which and whereunder, the learned
Magistrate has taken cognizance against the petitioner for the offence
under Sections-406, 420/34 of the Indian Penal Code and 138 of N.I.
Act on the basis of charge sheet submitted by the police.

None appeared on behalf of the petitioner. Counsel for
opposite party No. 2 has appeared.

It has been submitted on behalf of opposite party No. 2 that



quashing application filed by one of the co-accused Subodh Kumar challenging the same cognizance order dated 15-07-2013 has already been dismissed by a coordinate bench of this court vide order dated 13-01-2017.

From perusal of impugned order, it appears that the learned court below has taken cognizance for the offence under Sections-406, 420/34 of the Indian Penal Code and 138 of N.I. Act against the petitioner after perusing the charge sheet and the materials available in the case diary.

On perusal of the impugned order, this court does not find any illegality. Accordingly, this Cr. Misc. Application is dismissed.

The learned trial court is directed to proceed in the trial in accordance with law and make effort to conclude the same as early as possible.

(Sanjay Priya, J)

A.K.V./-

AFR/NAFR	NAFR
CAV DATE	
Uploading Date	4-8-2017
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