

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No. 676 of 2013

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

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Md. Sadique, Son of Late Ramjan Mian, Resident of Sadar Bazar Jagdishpur, P.S. - Jagdishpur, District - Bhojpur at present Residing in Mohalla - Nagloi Prem Nagar - Iii Yadav Nagar New Delhi - 86

.... Petitioner

Versus

1. The State of Bihar through the Principal Secretary, Department of Home
2. The Principal Secretary, Department of Home, Government of Bihar, Old Secretariat, Patna
3. The Director General of Police, Bihar, Old Secretariat, Patna
4. The Deputy Inspector General of Police, Sahabad Range, Dehri-On-Sone-Sasaram Rohtas
5. The Superintendent of Police, Bhojpur, Ara
6. The Officer-In-Charge, Jagdishpur, Police Station, Bhojpur, Ara
7. The Investigating Officer, Jagdishpur, Police Station Case No. 237/94
8. Md. Safique, Son of Late Gani Mian, Residing of Village - Gajraj Ganj, Police Station - Udbant Nagar, District - Bhojpur
9. Shahjahan, Daughter of Md. Safique, Resident of Village - Gajraj Ganj, Police Station Udbant Nagar, District - Bhojpur

.... Respondents

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Appearance :

For the Petitioner : Mr.

For the Respondents : Mr.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR

ORAL JUDGMENT

Date: 04-08-2017

No one appears on behalf of the petitioner.

2. Heard learned counsel for the State-respondents as well as respondent no. 8.

3. Petitioner is one of the accused of Jagdishpur Police



Station Case No. 237 of 1994 which is based on Compliant Case No. 719(C) of 1994 lodged by private-respondent no. 8 Md. Safique under Sections 304B and 201/34 of the Indian Penal Code.

4. The allegation is of commission of dowry death of Sahjahan. Subsequently, the victim-girl appeared and in her statement under Section 164 Cr.P.C. stated that she was being tortured by her in-laws and even rape was committed by one of the members of the family. Therefore, she had left the house.

5. In the background of recovery of the victim, the writ application was filed for a direction to the respondent-authorities to take stern disciplinary action against the officials as well as private respondents who in their league implicated the petitioner and his family members in a case under Section 304B of the Indian Penal Code.

6. Apparently the victim has levelled some serious allegation against the petitioner and others. In the circumstances, the petitioner might have lost interest in the case, hence, this writ application is dismissed for non-prosecution.

(Birendra Kumar, J)

Kundan/-

AFR/NAFR	
CAV DATE	
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