

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39790 of 2014

Arising Out of PS.Case No. -309 Year- 2013 Thana -MADHUBANI COMPLAINT CASE District-
MADHUBANI

- =====
1. 1. Ashok Kumar Yadav Son of Mahadeo Yadav
 2. Ram Adhar Yadav Son of Mahabir Prasad Yadav
 3. Dinesh Yadav Son of Kushe Yadav
 4. Kishori Yadav Son of Sita Ram Yadav
 5. Binod Yadav Son of Mahajan Yadav All Resident of Village- Rajba,
Police Station Benipatti, District- Madhubani

.... Petitioner/s

Versus

1. The State of Bihar
2. Ram Sogarath Safi Son of Late Anup Safi Resident of Village -Rajba,
Police Station - Benipatti , District- Madhubani.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Advocate
For the State : Mr. Uma Nath Mishra (APP)
For O.P. No. 2 : Mr. Arvind Kumar Sinha

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER**

4 30-08-2017 Heard learned counsels for the petitioners, State and
the opposite party No. 2.

Having regard to the nature of this case, this Court is
not inclined to interfere with the order impugned.

The submission of the counsel for the opposite party
No. 2 is that the genesis of the dispute does not merit
consideration in view of the fact that defence of the petitioners
cannot be looked into in exercise of jurisdiction under Section 482
of the Code of Criminal Procedure.



However, liberty shall be available to the petitioners to raise all such issues as would be available to the petitioners if the petitioners propose to file appropriate application for discharge before the court below.

With the aforesaid observation, the petition stands disposed of.

(Anil Kumar Upadhyay, J)

S.Pandey/-

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