

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No.46 of 2015

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Anil Kumar, Son of Shiv Balak Prasad, Village- More English, P. S.
Mokama, District-Patna

.... Petitioner/s

Versus

The State of Bihar

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Saurabh Kumar, Advocate

For the Respondent/s : Mr. S.Eheteshamuddin(App)

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

4 09-03-2017 Heard learned counsel for the parties.

By impugned order, dated 01.10.2013, the Court of learned Judicial Magistrate, Ist Class, Barh has dismissed a protest-cum-complaint petition filed by the petitioner, exercising power under Section 203 of the Code of Criminal Procedure, 1973 (hereinafter referred to as the **Code**).

The facts relevant for disposal of the present case are not in dispute. The petitioner had lodged and FIR in relation to theft of his truck bearing registration No. B.R.-2M/0539 on 09.02.2011 against unknown. The police upon completion of investigation submitted final form holding the case to be not true. The police also took a decision for initiating prosecution against the petitioner under Sections 182/211 of the Indian Penal Code. The petitioner thereafter filed a protest-cum-complaint petition, which has been



dismissed by the Court below after examination of the witnesses produced by the petitioner at the enquiry. It is evident from the evidence of the witnesses taken in course of enquiry under Section 202 of the Code that none of the witnesses revealed the name of the accused. Accordingly, the Court below has dismissed the complaint petition by impugned order, dated 01.10.2013.

I do not find any illegality in the impugned order.

This application is, accordingly, dismissed.

ArunKumar/-

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(Chakradhari Sharan Singh, J)

