

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5104 of 2014

Arising Out of PS.Case No. -2689 Year- 2012 Thana -KATIHAR COMPLAINT CASE District-
KATIHAR

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Shankar Prasad Paswan S/O Late Panchu Paswan Resident Of Mohalla- Bhagwan Chowk, K.B. Jha College, Police Station- Katihar, District- Katihar

.... Petitioner

Versus

1. The State Of Bihar

2. Bharti Devi W/O Shankar Paswan Resident Of Mohalla- Bhagwan Chowk, K.B. Jha Cpllege, Police Station- Katihar, District- Katihar, At Present Resided At House Of Sri Mahesh Paswan, M.L.A., B.M.P.-7, Ward No.-1, Katihar

.... Opposite Party

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Appearance :

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

For the Opposite Party/s : Mr. Nijar Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL JUDGMENT

Date: 15-11-2017

Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

Since the complainant is said to have died and the petitioner is not able to substitute the complainant through her legal heir, this application under Section 482 Cr.P.C. cannot be maintained in absence of the complainant. Learned counsel for the petitioner, therefore, instead of pressing this application here in this court decides to take all such pleas which are available to the petitioner in the court below at the stage of evidence before charge.



Permission is granted.

Accordingly, this application is dismissed as not pressed.

Rajeev/-

(Rajeev Ranjan Prasad, J.)

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	16.11.2017
Transmission Date	16.11.2017

