

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31790 of 2013

Arising Out of PS.Case No. -2158 Year- 2012 Thana -PATNA COMPLAINT CASE District-
PATNA

- =====
1. Md. Sarfaraz Ahmad Son Of Istiyak Ahmad All Are Head Office Win Electric Contractor, S.R.S. 214, 2nd Floor, Peera Garhi, Village-Near Malmiki Choupal, Pashchim Vihar, New Delhi, Branch Office 65/40 Rajiv Gandhi Chowk, P.O.+P.S.-Munger, District-Munger (Bihar), Pin-811201
 2. Md. Dansih Ahmad Son Of Istiyak Ahmad All Are Head Office Win Electric Contractor, S.R.S. 214, 2nd Floor, Peera Garhi, Village-Near Malmiki Choupal, Pashchim Vihar, New Delhi, Branch Office 65/40 Rajiv Gandhi Chowk, P.O.+P.S.-Munger, District-Munger (Bihar), Pin-811201
 3. Irashad Ali Son Of Ali Hasan All Are Head Office Win Electric Contractor, S.R.S. 214, 2nd Floor, Peera Garhi, Village-Near Malmiki Choupal, Pashchim Vihar, New Delhi, Branch Office 65/40 Rajiv Gandhi Chowk, P.O.+P.S.-Munger, District-Munger (Bihar), Pin-811201

.... Petitioners

Versus

1. The State Of Bihar
2. Jitendra Kumar Son Of Late Rajendra Prasad Proprietor Of Sri Ganesh Electric, Patna Electric Market, Sanjay Market, Station Road, Patna-800001

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Satya Ranjan Sinha
For the Opposite Party/s : Mr. Ajit Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA
ORAL ORDER

5 04-04-2017

Heard.

This application has been filed under Section 482 of Cr.P.C. to quash the order dated 28.09.2012 passed in Complaint Case No. 2158 (C) of 2012, whereunder the Court of Judicial Magistrate, 1st Class, Patna, on inquiry under Section 202 Cr.P.C.



summoned the accused petitioners for the offence under Sections 406 and 120(B) of Indian Penal Code and also under Section 138 of N.I. Act to accused petitioner Danish Ahmad.

On going through the impugned order, I do not find any illegality amounting to abuse of process of Court for interference in extraordinary jurisdiction under Section 482 Cr.P.C. Accordingly, this application is dismissed. However, the petitioner would be at liberty to raise his defence in the trial court at appropriate stage.

(Rajendra Kumar Mishra, J)

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