

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21917 of 2016

Arising Out of PS.Case No. -427 Year- 2013 Thana -PATNA COMPLAINT CASE District-
PATNA

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Tarachand Poddar son of late Deep Narayan Poddar presently residing at
Sheonagar Dariyapur South P.S. Parsa Bazar Dist. Patna.

.... Petitioner/s

Versus

State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjit Kumar Singh, Advocate

For the Opposite Party/s : Mr. Madhuranand Jha(App)

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

2 27-04-2017 Heard learned counsel for the petitioner and Mr. J.N.
Thakur, learned counsel for the State.

The present application has been filed for quashing of
the order dated 28.01.2016 passed by the Judicial Magistrate, 1st
Class, Patna in Complaint Case No. 427(C) of 2013 whereby
substance of accusation has been explained under Sections 417
and 504 of the I.P.C in a summons triable case.

From the records it appears that earlier the petitioner
preferred Cr. Rev. No. 166 of 2014 challenging the order dated
22.10.2013 passed in Complaint Case No. 427(c) of 2013 by the
Judicial Magistrate 1st Class, Patna whereby process has been
directed to be issued after cognizance was taken under Sections
417 read with 504 of the Indian Penal Code, which was disposed



of giving liberty to the petitioner to raise all the points at the appropriate stage.

The impugned order was passed on 28.01.2016 but there is nothing on record to suggest the present stage of the case. In the facts and circumstances, this court is not inclined to interfere with the order impugned. Accordingly, the application is disposed of with liberty to the petitioner to raise all contentions at the appropriate stage of the proceedings.

(Dinesh Kumar Singh, J)

Prakash/-

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