

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21368 of 2014

Arising Out of PS.Case No. -65 Year- 2008 Thana -BITHAN BAZAR District- SAMASTIPUR

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Biko Yadav son of Late Ram Sudhari Yadav @ Sudhari Yadav Resident of
Village- Larjha, P.S- Bithan, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar null null
2. Mohan Yadav Son of Late Jago Yadav resident of Village- Larjha,P.S-
Bithan, District- Samastipur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 19-07-2017 Heard learned counsel for the petitioner, state and
opposite party no. 2.

On the written complaint of opposite party no. 2, the
FIR was registered under Sections 147, 148, 149, 341, 323 and
302 and 379 of the Indian Penal Code against five accused
persons. Petitioner was named in the F.I.R. After investigation
police has submitted chargesheet against four named accused
persons but Biko Yadav (petitioner) was not sent up for trial as
sufficient material was not found by police during investigation
against him. However, the court below has taken cognizance
against the petitioner on the basis of FIR and case diary and found
sufficient material against petitioner. Summons was issued against



the petitioner for his appearance and to face the trial.

After hearing the parties and on perusal of the order impugned, I do not find any error, irregularity or infirmity in the order requiring any interference by the court under Section 482 of the Code of Criminal Procedure.

Accordingly, the present application stands dismissed.

(S. Kumar, J)

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