

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.54303 of 2013

Arising Out of PS.Case No. -96 Year- 2011 Thana -HATHAURI District- SAMASTIPUR

- =====
1. Ram Chandra Mandal @ Ram Chandra Singh, S/O Late Ram Kripal Mandal.
 2. Pankaj Kumar Mandal @ Pankaj Kumar, S/O Sri Ram Chandra Mandal.
- Both are Residents of Chitaura, P.S. Hathouri, District Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Ram Chandra Mandal, S/O Late Siya Ram Mandal, Resident of Chitaura, P.S. Hathouri, District Samastipur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA

ORAL JUDGMENT

Date: 17-07-2017

Heard.

2. This application, under Section 482 of the Code of Criminal Procedure, is directed against the order dated 02.09.2013 passed in Trial No.379 of 2013, arising out of Hathouri P.S. Case No.96 of 2011, whereunder the court of the Additional Chief Judicial Magistrate, Rosera, Samastipur, rejected the application of the petitioners, filed under Section 239 of the Code of Criminal Procedure, to discharge them.

3. On going through the impugned order, I find no illegality therein amounting to an abuse of the process of the court for



interference with the same in an extraordinary jurisdiction of this Court under Section 482 of the Code of Criminal Procedure.

4. Accordingly, this application stands dismissed. However, the petitioners would be at liberty to raise their points, as raised herein, at the appropriate stage in the trial court.

(Rajendra Kumar Mishra, J)

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