

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51242 of 2013

Arising Out of PS.Case No. -217 Year- 2013 Thana -BIRAUL District- DARBHANGA

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Umesh Poddar S/o Deo Kant Poddar Resident of Village - Rohar, P.S. Biraul,
District - Darbhanga

.... Petitioner

Versus

1. The State of Bihar
2. Rajni Kant Rai alias Munna, Son of Late Ram Nawaj Rai, Resident of Village Mahba, P.S. Biroal, District Darbhanga.

.... Opposite Parties

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Appearance :

For the Petitioner : Mr. Raj Bansh Dubey, Advocate
For the State : Mr. Yogendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR MISHRA
ORAL JUDGMENT
Date: 18-09-2017

Heard learned counsel for the petitioner, learned
Additional Public Prosecutor for the State as well as learned counsel
appearing on behalf of the informant.

2. This application under Section 482 Cr.P.C. is directed
against the order dated 10.09.2013, passed in Biraul P.S. Case No.217
of 2013 whereunder the learned S.D.J.M., Biraul has taken
cognizance of the offence under Sections 406/420 of the Indian Penal
Code on perusal of the charge-sheet and the materials available in the
case diary against the accused-petitioner.

3. On going through the impugned order, I find no
illegality in the impugned order amounting to abuse of the process of
the Court for interference in inherent jurisdiction under Section 482 of
the Code of Criminal Procedure.



4. Accordingly, this application is dismissed. However, the petitioner would be at liberty to raise his defence/points in trial court at the appropriate stage.

(Rajendra Kumar Mishra, J.)

S.Kumar/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	22.09.2017
Transmission Date	22.09.2017

