

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.54823 of 2016**

Arising Out of PS.Case No. -34 Year- 2014 Thana -HUSAINGANJ District- SIWAN

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Jahiruddin Ansari @ Jaharuddin Ansari @ Md. Jahiruddin Ansari son of  
Md. Shahid Ansari, resident of village - Dhankhar, P.S.-Hussainganj,  
District- Siwan.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rajendra Narayan, Sr. Advocate

For the State : Mr. Jharkhandi Upadhyay, APP

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

**ORAL JUDGMENT**

**Date: 01-08-2017**

Heard Mr. Rajendra Narayan, learned Senior Advocate  
appearing for the petitioner and Mr. Jharkhandi Upadhyay, learned  
Additional Public Prosecutor for the State.

2. This application under Section 482 of the Code of  
Criminal Procedure has been filed for quashing of the order dated  
11.05.2015 passed by the learned Chief Judicial Magistrate, Siwan in  
Hussainganj P.S. Case No.34 of 2014 by which cognizance has been  
taken for the offences punishable under Sections 147, 148, 149, 341,  
323, 325 of 308 of the Indian Penal Code.

3. On perusal of the FIR, it would be evident that the  
petitioner is one of the active participants of the commission of the  
offence. The ingredients of the offences alleged are clearly attracted.



4. In that view of the matter, I see no illegality in the impugned order dated 11.05.2015 passed by the learned Chief Judicial Magistrate, Siwan.

5. Accordingly, the application, being devoid of any merit, is dismissed.

6. It is needless to say that the petitioner would be at liberty to raise all the points available to him at the stage of framing of charge on the basis of the materials collected during investigation.

**(Ashwani Kumar Singh, J)**

Md.S./-

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