

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.13233 of 2015

Arising Out of PS.Case No. -573 Year- 2012 Thana -MUFFASIL District-
WESTCHAMPARAN(BETTIAH)

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Bihari Bhagat, S/o Sri Ramautar Bhagat, Resident of Village Rani Pakadi, P.S.
Bettiah Muffasil, District West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bhikhari Mahto, S/o Late Jokhu Mahto, Resident of Village Rani Pakadi,
Bettiah Muffasil, District West Champaran.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma, Advocate.

For the Opposite Party/s : Mr. Rajendra Prasad Nat, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL JUDGMENT

Date: 05-02-2018

1. This application under Section 482 of the Code of Criminal Procedure has been filed for quashing the order dated 27.01.2015 passed by the learned 4th Additional Sessions Judge, West Champaran, Bettiah, in Sessions Trial No. 133 of 2014 arising out of Bettiah Muffasil P.S. Case No. 573 of 2012 by which the learned Sessions Judge has dismissed the petition filed by the petitioner under Section 228 (1) (a) Cr. P.C.

2. Learned counsel for the opposite party No. 2 has appeared and submitted that charge has already been framed in this case.

3. From perusal of the impugned order it appears that



the court below has after properly appreciating the injury report as well as statement of witnesses, rejected the petition filed by the petitioner under Section 228 (1) (a) Cr. P.C.

- 4. Therefore, this Court does not find any illegality in the impugned order.
- 5. The application stands dismissed.
- 6. The court below will proceed in the trial in accordance with law.

(Sanjay Priya, J)

S.Ali/-

AFR/NAFR	NAFR
CAV DATE	N.A.
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