

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Revision No.478 of 2015

Arising Out of PS. Case No.- Year- Thana- District- West Champaran

Sk. Queresh @ Sk. Queraish Son of Late Sk. Hassan Resident of Village +
P.O. Majharia Sheikh, P.S. - Majhauria, District - West Champaran.

... .. First Party-opp. Party- Petitioner/s

Versus

1. The State of Bihar.
2. Sk. Nayeem S/o Late Sk. Dost Mohammad,
3. Sk. Abbas, S/o Sk. Nayeem,
4. Sk. Jamil, S/o Sk. Nayeem, All are resident of village and P.O. Majharia
Sheikh P.S. - Majhauria, District - West Champaran.

... .. Second Party-Petitioners-opposite parties-opposite party.

Appearance :

For the Petitioner/s	:	Mr. Akhileshwar Kumar Shrivastva
For the Respondent/s	:	Mr. S.M. Rahman (APP)

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 29-01-2018 The petitioner is aggrieved only by the observation of the learned revisional Court dated 08.05.2015 whereby it has been held that in a proceeding under Section 145 of the Code of Criminal Procedure (for short 'the Code'), the Magistrate dealing with the matter is not entitled to comment upon the claim of either of the parties as being strong only by virtue of title papers.

By the order impugned, the proceedings which were concluded in favour of the petitioner under Section 144 of the Code has been set aside.



This Court finds no anomaly with the order revised against
and the observations made there in are in accordance with law.

The petition is without merits and is dismissed.

(Ashutosh Kumar, J)

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