

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.404 of 2017

Arising Out of PS.Case No. -244 Year- 2006 Thana -MADHEPURA District- MADHEPURA

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Sheo Narayan Bhagat, Son of Bhuneshwari Bhagat, Resident of Village - Bhan,
Police Station - Madhepura, District - Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar,
 2. Lalan Kumar @ Lalan Mandal, Son of Parsuram Mandal,
 3. Pramod Sharma @ Pramod Yadav @ Pramod Kumar, Son of Kusheshwar Sharma
 4. Indra Bhushan Kumar @ Bhushan Mandal, Son of Jawahar Mandal,
 5. Pintu Kumar @ Pinku @ Pintu Mandal @ Pinku Mandal, Son of Chhotelal Mandal
- All Resident of Village - Bhan Tekthi, Police Station - Madhepura, District - Madhepura

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Uday Chand Prasad, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 15-03-2018

Heard Mr. Uday Chand Prasad, learned counsel for
the petitioner and learned counsel for the State.

2. In the present application filed under Section 482
of the Code of Criminal Procedure, the petitioner has challenged the



order dated 12.08.2016 passed by the learned Additional Sessions Judge-III, Madhepura in Sessions Trial No.128 of 2010 arising out of Madhepura P.S. Case No.244 of 2006 by which opposite parties No.2 to 5 have been declared as juvenile.

3. In view of the fact that the order passed by the court below declaring the opposite parties no.2 to 5 as juvenile is appealable, the instant application under Section 482 of the Code of Criminal Procedure is thoroughly misconceived. It is dismissed, accordingly.

4. However, it would be open to the petitioner to avail statutory remedy in accordance with law against the order impugned.

(Ashwani Kumar Singh, J.)

Sanjeet/-

AFR/NAFR	NAFR
CAV DATE	NA
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