

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No 2328 of 2018

Arising Out of PS. Case No.-153 Year-2018 Thana- CIVIL LINE District- Gaya

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Pappu Kumar @ Pappu Prasad Son of late Shambhu Prasad Resident of 12,
Pahasi, P.O. Head Post Office Gaya , P.S. Kotwali, District- Gaya.

... .. Petitioner/s

Versus

1. The State of Bihar Through The District Magistrate, Gaya .
2. Senior Superintendent of Police, Gaya.
3. Superintendent of Police, City, Gaya.
4. Deputy Superintendent of Police Town, Gaya.
5. Station House Officer, Civil Lines, Gaya.
6. Investigating Officer of Civil Lines, P.S. Cases No. 153 of 2018

... .. Respondent/s

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For the Petitioner/s	:	Mr Kalyan Shankar, Advocate
		Ms Smita, Advocate
For the Respondent/s	:	Mr P N Sharma, AC to AG

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CORAM: HONOURABLE DR JUSTICE RAVI RANJAN
and
HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL JUDGMENT

(Per: HONOURABLE DR JUSTICE RAVI RANJAN)

Date : 25-10-2018

The Senior Superintendent of Police, Gaya (for brevity,
SSP) along with Investigating Officer is present.

It has been stated by the SSP, Gaya that though much investigation was done and he has also personally taken interest in the investigation but unfortunately nothing could be recorded in the case diary for which action can be taken against the concerned. It is stated that on lead given by the informant, team was constituted which went to Durgapur, Rohtas, Biharsharif etc and CCTV camera footage available everywhere was also searched. However, till date, nothing concrete has come up which can give a



clue regarding the whereabouts of the missing person. It is also stated that he had hefty amount of cash and gold along with him since when he has gone missing. This angle is also being seen whether this was deliberate or not.

Be that as it may, since investigation is still being done, we are not recording our opinion save and except the fact that if the investigation done is not being recorded in the case diary, that is a very serious matter and has to be taken up seriously by the authorities concerned. In our view stern action is required to be taken.

Accordingly, this writ petition stands disposed of with a direction to the police authorities to continue with the investigation and take every steps required for knowing the whereabouts of the missing person.

However, closure of this case would not take away the right of the informant to proceed in accordance with law.

Personal appearance of SSP, Gaya is dispensed with.

(Dr Ravi Ranjan, J)

(Madhuresh Prasad, J)

M.E.H./-

AFR/NAFR	NAFR
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