

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5497 of 2016

Arising Out of PS.Case No. -51 Year- 2015 Thana -MADHEPURA COMPALINT CASE District-
MADHEPURA

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Suresh Mehta Son of Late Bimal Mehta, Resident of Village Bajraha Ward
No. 4, Police Station Alam Nagar, District Madhepura.

.... Petitioner/s

Versus

1. The State of Bihar
2. Sudha Kumari Wife of Sri Laxmi Paswan
3. Reena Devi Wife of Patnarayan Paswan
4. Patnarayan Paswan Son of Late Chhatri Paswan
5. Laxmi Paswan Son of Late Arjun Paswan
6. Vikash Paswan Son of Late Arjun Paswan
7. Vinod Paswan Son of Patnarayan Paswan
8. Lalo Paswan Son of late Sattan Paswan @ Satya Narayan Paswan.
Opposite Party Nos. 2 to 8 are resident of Village Hariharpur Bajraha
Ward No. 05, Police Staion Alam Nagar, District Madhepura.
9. Pradeep Bishwas Son of Not Known Ex-Panchayat Secretary Gram
Panchayat Kunjouri, Police Station Alam Nagar, District Madhepura.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh, Adv.
For the Opposite Party/s : Dr. Ravindra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

3 04-10-2018 Gone through the order sheet transmitted by the

learned lower court. It speaks with regard to pitiable condition of

the judgeship. Vide order dated 05.10.2015 cognizance has been

taken but till today neither there happens to be appearance of the

complainant nor the accused. Furthermore, it is evident that after

cognizance date was fixed on 21.11.2015 then 29.01.2016 then

09.03.2016 then 16.01.2017 and then 22.09.2018. From the order

sheets it transpire that there happens to be non-compliance at the

end of complainant in accordance with Section 204 of the Cr.P.C.

and in the aforesaid background, the complaint ought to have been

dismissed.



Heard learned counsel for the petitioner as well as learned Additional Public Prosecutor.

The grievances whatever been raised at the present moment is duly redress-able at the stage of framing of charge and in terms thereof, instant petition is disposed of.

(Aditya Kumar Trivedi, J.)

Prakash Narayan

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