

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3961 of 2016

Arising Out of PS.Case No. -1452 Year- 2013 Thana -PURNIA COMPLAINT CASE District -
PURNIA

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1. Md. Faiyaz Son of Late Md. Tahir,
2. Md. Aiyaz, Son of Late Md. Tahir, Both resident of village - Adhang,
P.s. - Jalalgarh, District - Purnea.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Abdul Raquib, Son of Late SK Aziz, Resident of Village - Adhang, P.S.
- jalgarh, District - Purnea.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nadimul Hasan
For the Opposite Party/s : Mr. Smt. A. Jaiswal(App)

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 14-09-2018 In terms of order dated 02.09.2016, two weeks' time

was given to the petitioners to file supplementary affidavit and

indicate as to whether the petitioners are on bail or are absconding.

It appears that no supplementary affidavit has been

filed as per office note.

This is a petition for quashing of order dated

27.09.2013 passed by learned Judicial Chief Judicial Magistrate,

Purnea in Complaint Case No. 1452/2013, whereby the court below

has found *prima facie* case against petitioners under Section 436/34

of the Indian Penal Code.

The court below after holding enquiry on the basis of

allegation in the complaint petition and S.A. of complainant as well



as statement of witnesses has found *prima facie* case against the petitioners and other accused.

In view of such, this Court does not find any illegality in the impugned order.

Accordingly, the Cr. Misc. petition is dismissed.

(Sanjay Priya, J.)

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