

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.4312 of 2018

Arising Out of PS.Case No. -93 Year- 2014 Thana -TEDHAGACHH District- KISANGANJ

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Mahboob Rai @ Mahboob S/o Late Habib Rai, R/o Village- Balua Jagir, P.S.-
Teragachh, District- Kishanganj.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rishikesh Ojha, Advocate

For the Opposite Party/s : Smt. Usha Kumari No.-1, SPP 247

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 10-08-2018

Heard learned counsel for the petitioner and learned
counsel for the State.

2. This application under Section 482 of the Code of
Criminal Procedure has been filed by the petitioner for quashing the
order dated 31.05.2017 passed by the learned Additional Session
Judge-1st-cum-Special Judge(SC/ST Act), Kishanganj in Teragachh
P. S. Case No. 93 of 2014 whereby and whereunder he has taken
cognizance for the offences *inter alia* punishable under Section
3(1)(x)(xi) and (xii) of the Scheduled Castes and the Scheduled
Tribes (Prevention of Atrocities) Act, 1989.

3. In view of specific provision of appeal prescribed under



Section 14A of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, in the opinion of this Court, this application under Section 482 of the Code of Criminal Procedure would not be maintainable.

4. In that view of the matter, this application is disposed of with liberty to the petitioner, if so advised, to file an appeal against the order impugned in accordance with law.

(Ashwani Kumar Singh, J.)

Kanchan/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	13.08.2018
Transmission Date	13.08.2018

