

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35456 of 2018

Arising Out of PS.Case No. -2557 Year- 2012 Thana -PATNA COMPLAINT CASE District-
PATNA

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Dr. Govind Mohan Jee, Son of Late Nageshwar Das M.S. (Ortho), Lecturer
P.M.C.H. Patna, Jagdamba Nurshing Home, Boring Canal Road, Near
Indira Bhawan, P.S.- Budha Colony, District- Patna.

.... Petitioner

Versus

1. The State of Bihar.
2. Satish Yadav, Son of Late Bindeshwar Yadav, Resident of Village- Chak
Madhol, P.S.- Tajpur, District- Samastipur.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sujit Kumar Singh

For the Opposite Party/s : Mr. Sri Brajendra Nath Pandey

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3. 22-11-2018

This case is one of those cases in which even though the petitioner is challenging the order rejecting his petition seeking discharge, the copy of the deposition of the witness who deposed at the stage of evidence before charge have not been enclosed with the petition. Having such experience earlier, this court has published a notice at the top of the cause list requesting the learned Advocates to file the depositions in such cases but even that has failed to get the records properly constituted. This court is therefore constrained to reject this application at this stage without going into the merit of the case. It is not possible for the court to examine the impugned order in absence of the depositions.



The petitioner will have however liberty to file a fresh application against the impugned order and if such application is filed, the certified copy whatsoever enclosed with the present application shall be utilized.

This application is disposed off.

If learned counsel for the petitioner supplies a duly authenticated Xerox copy of the certified copy which he would like to take back, the office shall allow him to take back.

(Rajeev Ranjan Prasad, J)

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