

IN THE HIGH COURT OF JUDICATURE AT PATNA
SLA No.5 of 2019

Arising Out of PS. Case No.-650 Year-2013 Thana- PATNA COMPLAINT CASE District-
Patna

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Smt. Mamta Devi, Wife of Manish Kumar Resident of Mithapur B. Area, P.S-
Jakkanpur, Distt.-Patna,Bihar

... .. Appellant/s

Versus

1. The State Of Bihar
2. Madhukant Prasad Singh @ Madhukant Prasad Son of Ram Narayan Singh
resident of Shirampur, P.S-Janipur, Distt.-Patna, Bihar

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Lal Babu Keshari
For the Respondent/s : Mr.Sujit Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

7 01-08-2019 I.A. No. 01 of 2019 has been filed under

Section 5 of the Limitation Act on behalf of the

appellant for condonation of delay of 30 days in filing

of this petition.

The delay in filing of this appeal is condoned

on the grounds mentioned in the Interlocutory

Application itself.

Accordingly, the I.A. No. 01 of 2019 stands

disposed of.

Heard the learned counsel appearing on behalf of the

appellant and learned Additional Public Prosecutor for the State.

This Special Leave to Appeal has been filed on behalf



of the appellant under Section 378(4) of the Code of Criminal Procedure, seeking leave to file appeal against the Judgment and order dated 05.10.2018 passed by the Addl. Chief Judicial Magistrate-XIV, Patna in Compliant Case No. 650 (C) of 2013, Whereby and whereunder, he acquitted the respondent from the charges under Section 403 of the Indian Penal Code.

On perusal of the impugned Judgment, it is apparent that the learned Addl. Chief Judicial Magistrate-XIV, Patna has well discussed the evidences in detailed and rightly arrived at conclusion that prosecution failed to prove the charges under Section 403 of the Indian Penal Code.

I find no reason to allow this Special Leave to Appeal and, accordingly, same is dismissed.

(Rajendra Kumar Mishra, J)

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