

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22969 of 2015

Arising Out of PS. Case No.-655 Year-2009 Thana- COMPLAINT CASE District- Araria

Mahanth Lal Sah s/o late Sukdeo Sah, village- Jalalgadh, P.S.- Jalalgadh
District- Purnea.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Jayanti Prasad Mandal, S/O late Harihar Mandal, Village- Ghat Chikni, P.S.-
Kursakanta, District- Araria.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kundan Kumar Singh, Advocate

For the Opposite Party/s : Mr.Jitendra Kumar Singh-I, APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT

Date : 10-12-2019

Heard learned counsel for the parties.

2. The petitioner has challenged the order of cognizance dated 16.06.2019 passed in Complaint Case No.655C of 2009 whereby cognizance has been taken for the offences under Sections 467, 468 and 120B of the Indian Penal Code.

3. During pendency of this application charges have already been framed against the petitioner and others. Petitioner has pleaded not guilty and claimed to be tried.

4. The petitioner did not make any prayer for discharge before the Court-below nor any information was



supplied to the Court-below that the order of cognizance has been challenged before this Court in an application under Section 482 of the Code of Criminal Procedure. Once the petitioner has subjected to the jurisdiction of the Court below it would not be just and proper to exercise power under Section 482 Cr.P.C. Hence, this application stands dismissed.

(Birendra Kumar, J)

Mkr./-

AFR/NAFR	NAFR
CAV DATE	NA
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