

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Writ Jurisdiction Case No.1326 of 2016**

Arising Out of PS. Case No.-119 Year-2016 Thana- PHULWARISHARIF District- Patna

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1. Moni Khatoon and Anr wife of Mikti Nath Kumar,
2. Mukti Nath Kumar, son of Raj Ballav Paswan, Both resident of village- Birsa Nagar, P.S.- Birsa Nagar, District- East Singhbhum, Jamshedpur Tata presently residing at Ice Factory, Sachin, Surat in the State of Gujrat.

... .. Petitioner/s

Versus

1. The State Of Bihar and Ors
2. The Director General of Police, Bihar, Patna.
3. The Inspector General of Police, Patna Zone, Patna.
4. The Deputy Inspector General of Police, Patna Range, Patna.
5. The Senior Superintendent of Police, Patna.
6. The Investigating Officer of Phulwari P.S. Case No. 119/2016.
7. Saiyad Sakib, son of Md. Wais, Resident of FCI Godown, Tenant in the building of Gulshan Khan, P.S. Phulwari, District- Patna.

... .. Respondent/s

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**Appearance :**

For the Petitioner/s : Mr.Jagnnath Singh  
For the Respondent/s : Mr.Md. Nadeem Seraj Gp5

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

6      15-01-2019                      Heard learned counsel for the petitioners and learned  
counsel for the State.

This writ petition has been filed by the petitioners for  
quashing Phulwari P.S.Case No. 119 of 2016 registered under  
Section 366 of the Indian Penal Code.

At the outset, it is brought to the notice of the Court  
by the learned counsel for the petitioners that during pendency  
of the writ petition investigation has been completed and the  
police have submitted final report holding the accusation against  
the petitioner to be “mistake of fact”.



In view of the submission made above, the writ  
petition is disposed of as infructuous.

**(Ashwani Kumar Singh, J)**

pradeep/-

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