

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2470 of 2018

Arising Out of PS. Case No.-122 Year-2017 Thana- SHEKHPURA COMPLAINT CASE
District- Sheikhpura

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Md. Meraj Khalid @ M. Khalid Son of Md. Gufran, Resident of Village-
Asthawan, Police Station-Kandey, District-Sheikhpura.

... .. Petitioner/s

Versus

1. State Of Bihar
2. Md. faiyaz Mallick, Son of Mallick Saiyed, Resident of Village-Asthawan,
Police Station-Kandey, District-Sheikhpura.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bipin Kumar
For the Opposite Party/s : Mr. Zainul Abedin

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 19-11-2019 The order under challenge is dated 09.06.2017

passed by the Judicial Magistrate, 1st Class, Sheikhpura in

connection with Complaint Case No. 122 (C) of 2017,

whereby cognizance has been taken under Sections 323,

341, 447, 504, 506 and 34 of the Indian Penal Code.

This case though has been filed in the year 2018

but has been taken up for admission for the first time today.

The learned counsel for the petitioner is not in a

position to inform this Court about the stage of the case.

Since the offences for which cognizance has been taken are

minor in nature, there is every possibility of the case having



been concluded. If at all, the case is still pending, it would be open for the petitioner to prefer a petition for discharge, if such a petition has already not been filed and disposed off.

Should such an application be filed, the court below shall take into account all necessary facts and shall pass a reasoned order in accordance with law, without being prejudiced by the fact that the present petition has not been entertained by this Court.

The petition stands disposed off with the aforesaid observation.

(Ashutosh Kumar, J)

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