

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1054 of 2016

Arising Out of PS. Case No.-74 Year-2016 Thana- KUNDWACHAINPUR District- East
Champaran

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Chunchun Jha Son of Late Hari Kant Jha, resident of Village- Telhara Kalan,
Station- Kundwa Chainpur, District- East Champaran.

... .. Petitioner/s

Versus

1. The State of Bihar through Its Secretary, Food And Civil Supply, Govt. Of Bihar, Patna
2. The District Magistrate, East Champaran, Motihari.
3. The Assistant District Supply officer, Sikarhana, Motihari, East Champaran.
4. The Superintendent of Police, East Champaran, Motihari.
5. The Deputy Superintendent of Police, East Champaran, Motihari.
6. The Sub Divisional Officer, Sikarhana, Dhaka, East Champaran, Motihari.
7. The District Supply officer, Sikarhana, Dhaka, East Champaran, Motihari.
8. The Assistant District Supply Officer, Sikarhana, Dhaka, East Champaran, Motihari.
9. The Block Supply Officer, cum Marketing Officer, Dhaka, East Champaran, Motihari.
10. The Investigating Officer, Kundwa Chainpur, Motihari, East Champaran.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Anil Kumar
For the Respondent/s	:	Mr. S. Raza Ahmad, AAG-5,
For the BSFC	:	Mr. Sailendra Kumar Singh, Adv.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 15-03-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

This writ petition has been filed by the petitioner for
quashing the FIR of Kundwa Chainpur P.S. Case No. 74 of 2016
dated 26.08.2016 registered under Section 409 and 420 of the
Indian Penal Code and Section 7 of the E.C. Act.



On perusal of the FIR, it would be manifest that the allegations made therein do attract the ingredients of a cognizable offence. To hold investigation into a cognizable offence is the statutory right of the police. Moreover, in the instance case, during pendency of the writ petition, the investigation has been completed and charge-sheet has already been submitted in the court against the petitioner.

In that view of the matter, the application is dismissed.

(Ashwani Kumar Singh, J)

pradeep/sneha

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