

IN THE HIGH COURT OF JUDICATURE AT PATNA

Miscellaneous Jurisdiction Case No.744 of 2018

Arising out of

Criminal Writ Jurisdiction Case No.213 of 2016

Shanti Devi Wife of Shri Indal Yadav, Resident of Village- Karhara, P.S.-
Benipatti, District- Madhubani.

... .. Petitioner/s

Versus

1. The State Of Bihar through Mr. P. K. Thakur, presently posted as The Director General Of Police, Bihar, Patna
2. Mr. Deepak Barnwal, son of not known presently posted as the Superintendent of Police, Madhubani.
3. Mr. Puskar Kumar, son of not known, Presently posted as Dy. Superintendent of Police, Benipatti, District Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate

For the Opposite Party/s : Mr. Khurshid Alam, AAG 12 with
Mr. Sanjay Kumar 'Ghosarvey', AC to AAG 3

**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH**

ORAL JUDGMENT

Date : 26-09-2019

Heard learned counsel for the petitioner and learned
AAG 12 assisted by learned AC to AAG 3 for the State.

2. By order dated 02.09.2019, successive
Superintendents of Police, Madhubani, who were holding such
post since 20.07.2016, i.e., the date of passing of the order in Cr
WJC No. 213 2016, were called for reasons recorded in the order.
Today, they are present and have filed their separate show cause.

3. Upon going through the same, the Court finds that
ultimately the purpose of the order has been served and there was
re-investigation but, that too, resulted in there being no evidence



available against the accused of Benipatti PS Case No. 211 of 2015 and accordingly again final form has been submitted.

4. The present Superintendent of Police, Madhubani informed the Court that against the final form submitted, the petitioner has also filed protest, which is pending.

5. Having considered the matter, the Court finds that there ought to have been more seriousness and promptness shown by the officers, but ultimately as things have moved and now in accordance with law, things are required to be taken to their logical conclusion and the petitioner also having filed protest against the final form submitted against the accused, nothing further remains in the present application. Accordingly, the same stands disposed off.

6. Personal appearance of the officers stands dispensed with.

7. It shall be open to the petitioner to pursue her remedy before the appropriate forum, in accordance with law.

(Ahsanuddin Amanullah, J)

Anjani/-

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