

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43068 of 2019

Arising Out of PS. Case No.-117 Year-2018 Thana- BALIYA District- Begusarai

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1. SONU KUMAR @ SONU SINGH @ PARIKSHIT SINGH S/o- Sri Vinod Kumar Singh @ Vinod Singh Resident of Village- Bariyarpur, P.S.- Balia, District- Begusarai.
 2. Monu Kumar Singh @ Siddharth Kumar S/o- Sri Vinod Kumar Singh @ Vinod Singh Resident of Village- Bariyarpur, P.S.- Balia in the district of Begusarai.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhu Narayan Sharma, Advocate
For the Opposite Party/s : Mr. Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 01-08-2019 The petitioners have sought quashing of the order dated 14.08.2018 passed by the learned Chief Judicial Magistrate, Begusarai in connection with Balia P.S. Case No. 117 of 2018 whereby cognizance has been taken under Sections 353, 307 and 34 of the Indian Penal Code and Sections 25(1-AA)/25(1-A)/25(1-d)/25(1-B)a/26/27/35 of the Arms Act.

Regard being had to the nature of recovery from the possession of the petitioners, this Court is not inclined to quash the order of cognizance. The grounds



urged on behalf of the petitioners that all the witnesses are police personnel who cannot be expected to be impartial, cannot be accepted at this stage for challenging the order of cognizance.

There is no merit in this petition and the same is dismissed.

(Ashutosh Kumar, J)

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