

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1141 of 2016

Arising Out of PS. Case No.-277 Year-2016 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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Yamuna Prasad Sinha, Son of Late Bhuneshwar Prasad Singh, Resident of
Village-Ghoswari, P.S.-Bakhtiyarpur, District-Patna at present 105, Santosha
Complex, Bandar Bagicha, P.S.-Kotwali, District-Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Commissioner of Excise & Prohibition Department, Government of Bihar, Patna
3. The Assistant Commissioner of Excise & Prohibition Department, Government of Bihar, Patna
4. The District Collector-cum-District Magistrate, Patna

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Vipin Kumar, Advocate
For the Respondent/s : Mr. Pushkar Narain Shahi, AAG-6

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL JUDGMENT

Date : 02-01-2019

This writ petition has been filed by the petitioner for quashing of the Complaint Case No.277(C2) of 2016 registered under Sections 47(a) and 63 of the Excise Act.

At the outset, it is submitted by the learned counsel for the petitioner that during pendency of the writ application the police completed investigation of the case and submitted its report under Section 173(2) of the Code of Criminal Procedure pursuant to which the court has taken cognizance of the offence and the petitioner has been summoned to face trial. He submitted that due



to developments, which took place during pendency of the application, the instant writ petition has become infructuous.

In view of the submission made above, the writ petition is dismissed as infructuous with liberty to the petitioner that if so advised, he may challenge the order taking cognizance of the offence in accordance with law.

(Ashwani Kumar Singh, J.)

Sanjeet/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	03.01.2019
Transmission Date	03.01.2019

