

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84167 of 2019

Arising Out of PS. Case No.-164 Year-2019 Thana- PUNPUN District- Patna

SHAILESH KUMAR Son of Bharat Ram Resident of Village- Kauriya Tola
Natra, Police Station- Bhagwanpur, District - Siwan.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Sonu Kumar Son of Ashok Yadav Resident of Village- Sabbalpur, Police
Station - Punpun, District - Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Renuka Ratnakar

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 19-12-2019 This application has been filed for quashing FIR of

Punpun P. S. Case No. 164 of 2019 registered under Sections

365 and 366A of the Indian Penal Code.

Case, in short, is minor girl of the informant had gone
to purchase clothes and thereafter she was traceless and
informant apprehends that the petitioner, who is driver of one
Sanjay Kumar, had enticed her away and on that police
registered the aforesaid case.

The ground for quashing is that there is delay in
lodging FIR and further there was love affair between petitioner
and victim girl, who is major, as such allowing such criminal
proceeding to continue is an abuse of process of law.



Heard learned APP also.

Having heard both sides and on perusal of the record it appears that there is nothing illegal so as to interfere with the FIR as it is well settled that FIR can only be interfered with when case is not made out as per FIR or allegation is absurd or it is against the provisions of law but in the present case FIR clearly disclosed a case against the petitioner, as such this application being devoid of merit is, accordingly, dismissed.

(Vinod Kumar Sinha, J)

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