

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.37049 of 2015**

Arising Out of PS. Case No.-37 Year-2009 Thana- GORIAKOTHI District- Siwan

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Parsuram Prasad @ Parsuram Sah son of Late Mahavir Sah, resident of Sisai,  
P.S. Goreakothi, District- Siwan.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Anil Chandra, Adv  
For the Opposite Party/s : Mr.S.N Shukla, APP

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL JUDGMENT**

**Date : 13-01-2020**

Heard learned counsel for the parties.

2. By the impugned order dated 03.06.2013 passed in Goreakothi P.S.Case No.37 of 2009, the learned S.D.J.M., Siwan has refused to discharge the petitioner under Section 239 Cr.P.C.

3. According to FIR, a Marshall Jeep was recovered from near the Hardware shop of the petitioner. The people therein informed that the vehicle was of the petitioner and subsequently it revealed that the same was of stolen vehicle. Later on, the District Transport Officer informed to the learned C.J.M. Siwan that the vehicle is registered in the name of Ranjeet Kumar Singh. Thus the vehicle was released in favour of Ranjeet Kumar Singh.

4. The impugned order reveals that the learned C.J.M. has considered the material on the record to reject the



prayer of discharge. The trustworthiness of the material cannot be looked into at the stage of hearing on charge.

5. Hence, I do not find any merit in this application, accordingly, it stands dismissed as devoid of any merit.

**(Birendra Kumar, J)**

Nitesh/-

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