

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.144 of 2022

Arising Out of PS. Case No.- Year-0 Thana- District- Samastipur

Siya Devi S/o Late Baleshwar Singh Resident of Village- Asrafpur Supaul,
P.O.- Supaul, Police Station- Patori, District- Samstipur.

... .. Petitioner

Versus

1. The State of Bihar through The Director General of Police, Bihar, Patna
2. The District Magistrate, Samastipur.
3. The Superintendent of Police (S.P), Samstipur.
4. The SDM, Patori, Samastipur.
5. The S.H.O., Patori, Samastipur
6. Binod Kumar @ Binod Singh Son of Late Baleshwar Singh Resident of Village- Ashrafpur Supaul, P.O.- Supaul, P.S.- Patori, District- Samastipur.
7. Usha Kumari @ Asha W/o Binod Kumar @ Binod Singh Resident of Village- Ashrafpur Supaul, P.O.- Supaul, P.S.- Patori, District- Samastipur.
8. Anuj Kumar @ Anoop Lal Singh S/o Late Baleshwar Singh Resident of Village- Ashrafpur Supaul, P.O.- Supaul, P.S.- Patori, District- Samastipur.
9. Abha Kumari @ Ranju W/o Anuj Kumar @ Anoop Lal Singh Resident of Village- Ashrafpur Supaul, P.O.- Supaul, P.S.- Patori, District- Samastipur.

... .. Respondents

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sharma, Advocate
For the Respondent/s : Mr. Harshvardhan Shiv Sundaram, AC to SC-8

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

8 12-12-2022 Heard learned counsel for the petitioner and Mr.

Harshvardhan Shiv Sundaram, learned AC to SC-8 for the State.

The petitioner in the present case is seeking following
reliefs:-

“A. For the issuance of an appropriate writ/writs
for direction to the concern respondent authority
specially respondent no. 3 and 4 for the protection
of life and property to the petitioner who is a 74
years old widow lady, continuously subject to
harassment & criminal atrocity by the act of
private respondents against whom complaint dated



07-06-2021 (Annexure-1) was filed before respondent no. 3 and 5 under Rule-22 of the Bihar Maintenance & Welfare of Parents & Senior Citizens Rule, 2012 and another complaint dated 07-06-2021 (Annexure-2) under Section 5 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 which was registered as प्रकरण क्रमांक 01/2021-22, both the complaint are pending for disposal till date.

B. For direction to respondent no. 6 to 9 to keep petitioner at her home in a dignified manner and not harass and assault on her. And for any other relief/reliefs for which the petitioner is found to be entitled under the provision of law involved in the present case.”

Having regard to the submission made in paragraph ‘25’ of the counter affidavit filed on behalf of respondent nos. 3 and 5 wherein it is stated that during enquiry, the petitioner requested the police officers not to take any legal action against her sons because they were taking proper care of her, at this stage, this Court finds no reason to proceed with this writ application.

This application has become infructuous. It is expected that the petitioner who is an old age lady will be taken care of.

This application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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