

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.366 of 2022

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

Mukesh Kumar Son Of Rajendra Chaudhary R/O Village- Banouliya, P.S.-
Biharsharif, District- Nalanda

... .. Petitioner

Versus

1. The State Of Bihar Through Principal Secretary, Home Department, Bihar, Patna Bihar
2. The District Magistrate, Nalanda Bihar
3. The Superintendent Of Police, Nalanda Bihar
4. The Station House Office, Biharsharif P.S., Nalanda Bihar
5. Md. Shakil Son Of Late Sharfuddin @ Tapo R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101
6. Md. Ashif @ Rinku Son Of Md. Salaam R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101
7. Md. Raja @ Rishu Son Of Late Mansur R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101
8. Md. Shamshad Son Of Md. Asho Miyan R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101
9. Md. Ansar Son Of Late Jalil Sidhaki R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101
10. Md. Sahjad Shah Son Of Late Sidhaki Shah R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101
11. Md. Farmud Son Of Late Rashid Miyan R/O Village- Banouliya, P.S.- Biharsharif, District- Nalanda-803101

... .. Respondents

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Chakravarti, Advocate
For the Respondent/s : Mr.Md. Irshad, AC to SC-1

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 09-11-2022 Mr. Pramod Kumar Chakravarti, Learned counsel for

the petitioner has mentioned the matter for urgent hearing.

Learned counsel submits that in this case petitioner is

looking for a direction to the concerned police authorities to

register a first information report. According to him his



application right from submitted in the police station and the Superintendent of Police of the concerned district has not been interfered with. Learned counsel however accepts that the petitioner has not moved under Section 156(3) of the Code of Criminal Procedure in the learned court below for the reliefs prayed.

In the aforesaid view of the matter, in the light of the judgment of the Hon'ble Supreme Court in the case of **Sakiri Vasu v. State of U.P. & Ors.** reported in **AIR 2008 SC 907**, this Court would not entertain this writ application directly for registration of an F.I.R. The petitioner, if so advised, may seek his remedy under Section 156(3) Cr.P.C. in the learned court below.

This Application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

vats/-

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

