

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44838 of 2021

Arising Out of PS. Case No.-57 Year-2020 Thana- BABUBARHI District- Madhubani

1. Gangadhar Singh, S/O Raj Kamal Singh.
2. Bidya Singh @ Bidydhhar Singh, S/O Ram Kamal Singh.
3. Raj Kamal Singh S/O Sitaram Singh.
All resident of village- Sonmati, P.S -Babubarhi, District-Madhubani.

... .. Petitioners

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ravi Prakash, Advocate
For the Opposite Party : Mr. Satyendra Narayan Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 28-04-2022 Heard learned counsel for the petitioners and
learned APP for the State.

Learned counsel for the petitioners is permitted to
remove defect(s), as pointed out by the office, if any, within a
period of four weeks from today.

The present application has been filed for quashing
of the order dated 08.03.2021 passed by learned A.C.J.M., I,
Madhubani, in Babubarhi P.S. Case No. 57 of 2020, by which
the learned Magistrate has taken cognizance of offences under
Sections 323, 324, 448, 307, 380 and 504/34 of the Indian Penal
Code against the petitioners.

Learned counsel for the petitioners submits that
though no offence under Section 307 of the Indian Penal Code is



made out against the petitioners but the learned Magistrate has taken cognizance under Section 307 of the Indian Penal Code.

The petitioners have not been able to make out a case for quashing of the order dated 08.03.2021 taking cognizance against the petitioner.

Accordingly, this quashing petition stands dismissed. However, the petitioners are at liberty to raise all the points at the time of framing of charge.

(Sandeep Kumar, J)

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