

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.11033 of 2021**

Arising Out of PS. Case No.-4 Year-2018 Thana- PATNA COMPLAINT CASE District-  
Patna

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1. SANTOSH KUMAR SAW @ SANTOSH SAW S/o Raj Kumar Saw Resident of Village-Modan Gachhi, Ward No.5, Mokama, Police Station-Mokama, District-Patna.
  2. Md. Qaisar Alam @ Md. Kaiser Alam Son of presently posted as Officer-in-charge of Mokama Police Station, District-Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Masudan Saw S/o Late Radhey Saw Resident of Village-Modan Gachhi, Ward no.5, Mokama, Police Station-Mokama, District-Patna.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Gajendra Kumar Singh, Advocate  
For the Opposite Party/s : Mr.A.G

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

3      19-05-2022                      Heard the learned counsel for the petitioner and the  
  
learned APP for the State.

The present petition has been filed for quashing the order dated 25.05.2018/ 06.06.2018, passed by the learned J.M. 1<sup>st</sup> class, Barh, Patna in Complaint case no. 4(C) of 2018, whereby and whereunder cognizance has been taken against the petitioners for offence punishable under Sections 323, 341, 420, 120(B), 166, 166(A) and 167 of the Indian Penal Code.

After some arguments, the learned counsel for the petitioners seeks liberty to file discharge petition at the



appropriate point of time before the learned court below.

Accordingly, the present petition stands disposed off as not pressed, however with the aforesaid liberty. It is needless to state that the petitioner shall be at liberty to raise all the issues raised in the present petition before the learned court below.

**(Mohit Kumar Shah, J)**

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