

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53653 of 2021

Arising Out of PS. Case No.-192 Year-2016 Thana- GORAUL District- Vaishali

Upendra Singh S/o Bindeshwari Singh Resident of Village- Byaschak, P.S.-
Goraul, Dist- Vaishali.

... .. Petitioner

Versus

1. The State of Bihar
2. Raghubansh Narayan Singh S/o- Ramphal Singh Resident of Village-
Byaschak, P.S.- Goraul, Dist- Vaishali.

... .. Opposite Parties

Appearance :

For the Petitioner/s : Mr.Pratima Kumari, Advocate

For the Opposite Party/s : Mr. Murli Dhar, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 27-04-2022 Heard learned Senior Counsel for the petitioner and
learned APP for the State.

The matter arising out of Goraul P.S. Case No. 192 of
2016 in which the petitioner has made allegation against the
Opposite Party No.2.

The police investigated the matter and submitted a
final report as lack of evidence on 12.1.2019.

Thereafter, the learned A.C.J.M.-I on 29.3.2019 issued
notice to the petitioner herein. From the order sheet, it appears
that on 18.4.2019 the matter was adjourned for 7.5.2019 and on
that day (7.5.2019), the informant/the petitioner herein was
absent. Thereafter, the learned court below accepted the report



submitted by the police and closed the matter.

As stated, the learned court below passed the order on 7.5.2019. It was only on September, 2019 that the petitioner chose to challenge the said order.

This Court does not find any infirmity in the order of the learned court below and there is also delay and laches on the part of the petitioner to challenge the said order after two and half years.

The petition has no merit and is accordingly dismissed.

(Rajiv Roy, J)

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