

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.252 of 2023

Arising Out of PS. Case No.-383 Year-2021 Thana- KADAMKUAN District- Patna

ADITYA KAUSHIK Son of Shri Akshay Kumar Upadhyaya R/o Shivpati
Bhawan, Pirmohani, Kadam Kuan, P.S.- Kadam Kuan, District- Patna 800003

... .. Petitioner

Versus

1. Union of India through Ministry of Finance North Block New Delhi 110001
2. The State of Bihar through Director General of Police, Old Secretariat Patna 800001
3. The Economic Offence Unit, Bihar through its Additional Director General of Police, Old Secretariat Patna 800001
4. The Senior Superintendent of Police, Gandhi Maidan Patna

... .. Respondents

Appearance :

For the Petitioner/s	:	Mr. Prakash Sahay, Advocate
For the Respondent/s	:	Mr. Iqbal Asif Niazi, AC to GP-5
For the UOI	:	Mr. Kumar Priya Ranjan, CGC
		Mr. Girish Nandan Abhishek, Advocate
		Ms. Nirmala Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 12-10-2023 Heard learned counsel for the parties.

2. In the nature of reliefs prayed in the writ application, the Union of India through Minister of Finance is not required to be made a party. Let the Union of India through Minister of Finance be deleted from the array of parties.

3. By filing this writ application, the petitioner is seeking a direction to the Additional Director General of Police, Economic Offences Unit, Bihar to take over and investigate Kadamkuan P.S. Case No. 383 of 2021 dated 12.08.2021 registered under Sections 420 and 379 of the Indian Penal Code.



The petitioner is alleging fraudulent and unauthorised debit transactions from his bank account.

4. In the nature of reliefs prayed in this writ application, this Court would direct the Senior Superintendent of Police, Patna (respondent no.4) to take a review of the matter, supervise the case personally, see the progress in course of investigation so far and in case he is of the opinion that the matter is required to be investigated by the Economic Offences Unit or assistance of any other expertise body is required, he will take an appropriate view of the matter and consequential action in this regard. In any case, he must supervise the investigation of the case to ensure that proper investigation takes place in the matter.

5. Let a copy of this order be communicated to the Senior Superintendent of Police, Patna (respondent no.4).

6. This application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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