

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12417 of 2019

Arising Out of PS. Case No.-2583 Year-2015 Thana- PATNA COMPLAINT CASE District-
Patna

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1. NARENDRA PRASAD SINGH AND ANR Son of Late Deo Prasad Singh Resident of Village - Karorichak, P.S.- Phulwariwarisharif, Distt.- Patna, At Present residing at Quality campus Flat no.G1, Block-C, Lohiya Path, Jagdeo Path,
 2. Darshna Singh Wife of Narendra Prasad Singh Resident of Village - Karorichak, P.S.- Phulwariwarisharif, Distt.- Patna, At Present residing at Quality campus Flat no.G1, Block-C, Lohiya Path, Jagdeo Path,

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Satyendra Kumar Singh Son of Sri Shankar Prasad Resident of Village - Uttimpur, P.S.- Khusrupur, District- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar Singh
For the Opposite Party/s : Mr.Nawal Kishore Prasad

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 09-08-2023 Heard the parties.

2. This application has been filed on behalf of the petitioners for quashing the order 05.03.2016 passed by learned Judicial Magistrate, 1st Class, Patna in connection with Complaint Case No. 2583 C of 2015.

3. The prosecution case in short is that One M/s Quick @ Quality Construction Pvt. Limited had constructed an apartment in which the flats were constructed for the land owners namely Smt. Darshana Singh, Sri Sudhir Kumar and Shri Jeewan Singh. After completion of the flats the land owners



got possession of their flats, however, the petitioners were not given possession of the flats on the account of non payment of service charge and development charge of the flats and due to the aforesaid fact the petitioners snatched Rs. 80000 from the complainant and also assaulted the complainant.

4. In view of the aforesaid facts, at this stage, this Court will not interfere in the impugned order after considering the documents of the petitioners.

5. This is not the stage where defence materials of the petitioners can be looked into and a strong prima facie case has been found by the Court below against the petitioners.

6. Accordingly, this application is dismissed.

7. The trial Court is directed to proceed in the matter expeditiously and conclude the trial of the petitioners at the earliest.

(Sandeep Kumar, J)

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