

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9660 of 2016

Arising Out of PS. Case No.-1 Year-2014 Thana- MADHEPURA COMPALINT CASE
District- Madhepura

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Rabindra Kumar Son of late Banwari Yadav Resident of Village-Chandpur
Bhangha Police Station Janki Nagar, District Purnea Ex-incharge Principal
N.P. Inter College, Kumarkhand P.s Kumarkhand District Madhepura.

... .. Petitioner/s

Versus

1. State Of Bihar
2. Md. Salim s/o Md. Jainul Resident of Village-Bazar P.s Kumarkhand District
Madhepura, Present Incharge Principal of path Prasad Inter College Neti
Nagar Kumarkhand, P.s Kumarkhand district Madhepura

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : None.
For the Opposite Party/s : Mrs.Veena Kumari Jaiswal, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 28-03-2023 No one appears on call for the petitioner.

This is an application for quashing of the order dated
27.5.2014 passed by the learned Judicial Magistrate, First class,
Madhepura, in connection with complaint case No.- 01/2014
whereby and whereunder he took cognizance under sections
420, 406 of the Indian Penal Code.

The petitioner was Incharge of Neti Prasad Inter
College, Neti nagar, Kumarkhand, District-Madhepura. He
illegally withdrew Rs. 1,41,000/- through three cheques for his
own benefit without any direction from the Management
Committee of the College.



Upon inquiry, he failed to give any satisfactory explanation and as during the course of audit, his illegal act came into existence. Accordingly, the present case.

Considering the kind of allegation that has come against him, no relief can be granted.

However, as no one has appeared, the petition stands dismissed for non-prosecution with liberty to raise all the points before the Trial Court at an appropriate stage .

(Rajiv Roy, J)

Ajay Singh/-

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