

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40365 of 2015

Arising Out of PS. Case No.-555 Year-2010 Thana- SAMASTIPUR District- Samastipur

1. Ganaur Mahto and Ors Son of Late Siyaram Mahto, Resident of Baarah Pathar, Ward No. 15, Police Station - Nagar, District - Samastipur.
2. Md. Basir, Son of Md. Taslim, Resident of Vikrampur, Vande, P.S. - Muassil, District- Samastipur.
3. Krishna Kumar Rai, Son of Late Yadunandan Rai, Resident of Mahmada, Police Station - Pusa, District - Samastipur.
4. Devendra Prasad Yadav, Son of Late Mahavir Prasad Yadav, Resident of Adharpur, Police Station -Mufassil, District - Samastipur.
5. Rajesh Kumar, Son of Late Sita Ram Mahto, Resident of Rampur, Bakhri, Police Station - Sakra, District - Muzaffarpur.
6. Sarvesh Kumar Verma, Son of Bharat Prasad Verma, Resident of Mishraulia, Police Station- Sakra, District - Muzaffarpur.
7. Md. Ekramul Hasan, Son of Sri Jafar Hasan, Resident of Chak - Abdul Gahi, Police Station - Mufassil, District - Samastipur.
8. Putul Ram, Son of Sri Sone Lal Ram, Resident of Kashipur, Ward No. 7, Police Station - Nagaar, District - Samastipur.
9. Ramesh Kumar Kaushal, Son of Sri Jagadish Ram, Resident of Patepur, Police Station - Mufassil, District Samastipur.
10. Bhola Mallik, Son of Late Makhhan Malik, Resident of - Champapur Agrail, Police Station - Waligaon, District - Vaishali.
11. Md. Tinnauj Ahmad, Son of Late Samsul Tauhid, Resident of Kesopur, Police Station - Sakra, District - Muzaffarpur.
12. Pashupati Paswan, Son of Late Narsing Paswan, Resident of Kolhuara, Police Station - Kalyanpur, District - Samastipur.
13. Shravan Ram, Son of Sri Ganesh Ram, Resident of - Harpur, Police Station - Saraiya, District - Muzaffarpur.
14. Nagendra Mallik, Son of Sri Mewa Lal Mallik, Resident of - Walha Jai Narain, Police Station - Chakmehsi, District - Samastipur.
15. Dharvind Paswan, Son of Sri Kapleshwar Paswan Resident of Vasudeopur, Police Station - Kalyanpur, District - Samastipur.
16. Graj Kumar Mahto, Son of Late Rajendra Mahto, Resident of Baarah Pathar, Ward No. 15, Police Station - Nagaar, District - Samastipur.
17. Rajeshwar Thakur, Son of Late Lakshmi Thakur, Resident of Adarsh Nagar Bhai Dhara, Police Station - Mufassil, District - Samastipur.
18. Ram Shewak Mahto, Son of Late Sita Ram Mahto, Resident of Kashipur, Ward No. 13, Police Station - Nagaar, District - Samastipur.
19. Nathuni Ram, Son of Late Shravan Ram, Resident of Simri Gopal Police Station - Chakmehsi, District - Samastipur.
20. Hare Krishna Mahto, Son of Late Tilleshwar Mahto, Resident of Walapur,



Police Station - Kalyanpur, District - Samastipur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shakti Suman Kumar

For the Opposite Party/s : Mr. Raj Kishor Singh App

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 03-04-2023 Heard the parties.

This application is filed on behalf of the petitioners for quashing the order dated 25.06.2015 passed by the Chief Judicial Magistrate, Samastipur in G.R. No. 2013 of 2010 and Trial No. 1752 of 2015 arising out of Samastipur Nagar P.S. Case No. 555 of 2010.

Learned counsel for the petitioners submits that in view of the letter dated 19.11.2010 the prosecution of the petitioner is not maintainable as the Deputy Superintendent of Sadar Hospital, Samastipur had written to the Officer-in-Charge that the appointment letters were received by the petitioners and there was no need for proceeding against the petitioners.

In view of the letter dated 19.11.2010, this application is allowed.

Accordingly, the order dated 25.06.2015 passed by the Chief Judicial Magistrate, Samastipur in G.R. No. 2013 of



2010 and Trial No. 1752 of 2015 arising out of Samastipur
Nagar P.S. Case No. 555 of 2010 is hereby quashed.

(Sandeep Kumar, J)

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