

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Writ Jurisdiction Case No.539 of 2022

Arising Out of PS. Case No.-8 Year-2022 Thana- SC/ST District- Siwan

PRITHWI RAJ KUMAR SINGH Son of Late Raghubir Singh Resident of
Mohalla - Kachahari Road, P.S.- Town, District – Siwan ... Petitioner
Versus

1. The State of Bihar through the Principal Secretary, Department of Home, Govt. of Bihar, Patna
2. The Director General of Police, Sardar Patel Bhawan, Baily Road, Patna
3. The Superintendent of Police, Siwan, Bihar
4. The Sub-Divisional Police Officer, Siwan Sadar, Siwan, Bihar
5. The Officer Incharge, SC/ST Police Station, Siwan, Bihar
6. The Executive Officer, Nagar Parishad, Siwan, Bihar
7. Krishna Kumar Son of Nand Kumar Ram Resident of Mohalla - Ambedkar Nagar, P.O. and P.S.- Siwan Town, District - Siwan, Mobile No.- 7632955920 ... Respondents

Appearance :

For the Petitioner : Mr.Aditya Narain Singh, Adv.
For the State : Mr. Md. Nasrul Hoda Kha, SC I
For the Nagar Parishad : M/s Ravi Bhushan Verma & Gyan Prakash, Adv.

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 06-04-2023 Counsel for the petitioner is directed to file the original petition within two weeks.

Heard the parties.

The present application has been filed for quashing of the first information report in respect of Siwan Sadar SC/ST P.S. Case No. 8 of 2022, dated 19.04.2022 registered under Sections 341, 323 and 504 of the Indian Penal Code and 3(1)(r), 3(1)(s) and 3(2)(va) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act.

Counsel for the petitioner submits that this matter is relating to the Executive Office, Nagar Parishad, Siwan, where dispute relating to examination of attendance register occurred. Counsel submits that from report of the enquiry officer it has been



found that the petitioner is innocent. At the lowest level it has also come that petitioner has not committed any offence. Counsel submits that the indication has come in this regard in the counter affidavit which has been served to the counsel for the petitioner, but, not placed in the Court.

In this background, the petitioner is directed to represent himself, either in person or through his Advocate, in the light of the order passed by the coordinate Bench in Cr.W.J.C. No. 153 of 2017 (Surendra Singh Vrs. State of Bihar & Ors.) and analogous cases decided on 09.09.2022 before the Superintendent of Police, Siwan (respondent no. 3) within four weeks from today, who shall take necessary steps to ascertain about involvement of the petitioner in this case, if not, appropriate decision has been taken so that the petitioner may not be unnecessarily harassed.

In the meanwhile, till decision of the Superintendent of Police, Siwan, no coercive steps shall be taken against the petitioner.

With this observation, this criminal writ petition is **disposed off.**

(Dr. Anshuman, J)

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