

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.779 of 2023

Arising Out of PS. Case No.-215 Year-2020 Thana- BATHNAHA District- Sitamarhi

Ganesh Sah Son Of Late Shankar Sah R/O Village- Kishanpur, P.S.-
Bathnaha, District- Sitamarhi

... .. Petitioner

Versus

1. The State of Bihar through the Director General of Police, Bihar, Patna
2. The Superintendent of Police, Sitamarhi
3. The Deputy Superintendent of Police, Sitamarhi
4. The Inspector of Police, Sitamarhi Police Station, Sitamarhi
5. The S.H.O., Bathnaha Police Station, District- Sitamarhi

... .. Respondents

Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Advocate
For the Respondent/s : Mr. Sheo Shankar Prasad, SC-8

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

4 02-12-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner in the present case is seeking proper
and impartial investigation of Bathnaha P.S. Case No. 215 of
2020 dated 26.09.2020 for the offences under Section 302/34 of
the Indian Penal Code and Section 27 of the Arms Act.”

3. Having regard to the stand taken in the counter
affidavit saying that after investigation, a chargesheet vide
chargesheet No. 86 of 2021 dated 31.03.2021 has been filed
against the named accused Pawan Kumar in the competent
court, he has been arrested and forwarded to the judicial custody
and three persons have been exonerated in course of

investigation as no sufficient material could be collected against them, this writ application has become infructuous and cannot proceed further.

4. In case the petitioner is aggrieved by and dissatisfied with the exoneration of some of the persons, the petitioner may seek his remedy in appropriate court in accordance with law.

5. This writ application stands disposed of accordingly.

(Rajeev Ranjan Prasad, J)

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