

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51407 of 2017

Arising Out of PS. Case No.-160 Year-2015 Thana- MANER District- Patna

RAJESHWAR RAI @ LALLU RAI S/o Dev Sharan Rai, R/o Village- Bala ,
P.S.- Maner, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Sri Yogesh Chandra Verma, Sr. Advocate Sri Anuj Kumar, Advocate
For the Opposite Party/s	:	Sri Ajay Kumar Jha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 02-12-2023 1. Heard learned Senior Counsel for the petitioner and
learned A.P.P. for the State.

2. On query of the Court, with regard to the stage of
the case, learned Senior Counsel for the petitioner fairly submits
that on best endeavour of the learned Advocate on record, he
could not contact the petitioner nor the petitioner ever contacted
him in these six years as such submits that he is not in a position
to address the Court with the stage of the case presently.

3. Learned A.P.P. for the State, at this stage, submits
that the order by which cognizance was taken under Sections 25
(1-b)a, 26 and 35 of the Arms Act is dated 19.08.2016 nearly
more than seven years have passed as such much water has
flowed and in the event if the Court interfere with the order of
cognizance and the stage of the case has changed or the trial has



commenced in that event the effort of the Court will go in vain.

4. Considering the submissions made by the learned A.P.P., the Court is not inclined to entertain the same.

5. Accordingly, the present quashing application stands dismissed.

6. The dismissal of the quashing application by no stretch of imagination can be construed that the Court has expressed any opinion on the merits of the case.

(Satyavrat Verma, J)

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