

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31937 of 2015

Arising Out of PS. Case No.-10 Year-2013 Thana- HARPUR District- Munger

Mithilesh Kumar Singh @ Mithilesh Singh Son of Late Ramashish Singh
Resident of Village - Ganaili, Police Station - Harpur, District - Munger

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Mukesh Kumar Singh, Advocate
For the Opposite Party : Mr. B.N. Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 17-02-2023 Heard the parties.

This application has been filed for quashing of the order dated 07.04.2015 passed by learned Sub Divisional Judicial Magistrate, Sadar, Munger, in connection with Harpur P.S. Case No. 10 of 2013, by which the learned Magistrate has taken cognizance against the petitioner for the offences under sections 341, 342, 323, 353, 436 & 201 of the Indian Penal Code and under Section 7 of the E.C. Act.

After going through the F.I.R. and the impugned order of cognizance, it appears that a *prima facie* case is made out against the petitioner. Further, this Court cannot hold a mini trial by examining the materials at the stage of cognizance.

In such view of the matter, this quashing petition is



dismissed with a liberty to the petitioner to raise all his grounds
at appropriate stage.

(Sandeep Kumar, J)

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