

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.39668 of 2023**

Arising Out of PS. Case No.-332 Year-2017 Thana- GAYA COMPLAINT CASE District-  
Gaya

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ANIL KUMAR SINHA son of Jadunandan Singh Mohalla- Shastri Nagar Ps-  
Rampur Dist- Gaya

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Upendra Yadav son of Anant Lal Verma Mohalla- Magadh Colony Po Ps-  
Chandauti Gaya Dist- Gaya

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Arvind Prasad Singh

For the Opposite Party/s : Mr.Sanjay Kumar Pandey

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**CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR**

ORAL ORDER

2      26-07-2023                      Heard learned counsel for petitioner and learned  
Additional Public Prosecutor.

2. This application is filed for quashing the order dated 08.01.2018 passed by Judicial Magistrate-1 class, Gaya in complaint case no. 332/2017 whereby the learned Court has taken cognizance against the petitioner under Section 420 and 467 of the Indian Penal Code.

3. Prosecution story in short is that the petitioner is said to have executed a forged and fabricated sale deed in favour of one Suresh Prasad.

4. It has been submitted by the learned counsel for the petitioner that some documents have been relied in the



complaint case have not been annexed in the complaint.  
Therefore, the application should be allowed and the  
prosecution of the petitioner shall be quashed.

5. At this stage, the defense of the petitioner shall not  
be looked by this Court. Appropriate stage will be at the Stage  
of framing of charge.

6. Accordingly, this application is dismissed with  
liberty to petitioner to raise all the ground at the stage of  
framing of charge.

**(Sandeep Kumar, J)**

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