

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41767 of 2022

Arising Out of PS. Case No.-1101 Year-2021 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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PAUL MASIH @ FATHER PAUL MASIH S/O CHARAN MASIH Resident
of Chhota Bariyarpur, Presently residing at St. Conrads College, Sikandara
District- Agra (U.P)

... .. Petitioner/s

Versus

1. The State of Bihar
2. ANAND PRAKASH S/O GIRIJA NANDAN Resident of Village- Mathiya
Deeh Chhatauni, P.S.- Chhatauni, District- East Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shekhar Harshvardhan, Advocate
For the Opposite Party/s : Mr.Murli Dhar, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 04-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

This application has been filed for quashing of order
dated 11.04.2022 passed by learned Judicial Magistrate-1st
Class, Motihari at East Champaran in Complaint Case No. 1101
of 2021 by which learned Magistrate has taken cognizance
against the petitioner for the offences under Sections 295A, 323,
379, 504, 406 of the Indian Penal Code.

As per the complaint, complainant was appointed as a
computer teacher at St. Mary's School, Bada Bariyarpur, East
Champaran at Motihari. It is alleged that petitioner is the
Principal of St. Francis School who is also Manager of St.
Mary's School put pressure on the complainant to accept



Christianity. When the complainant denied to accept the same, he threatened him and also not to pay the dues of complainant's salary of one year i.e. Rs.96,000/-.

There is serious allegations levelled against the petitioner which cannot be decided at the stage of cognizance by affidavit evidence. Hence, this application is dismissed. The petitioner is given liberty to raise all his grievances at the stage of framing of charge.

(Sandeep Kumar, J)

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