

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1196 of 2021

Arising Out of PS. Case No.-295 Year-2021 Thana- TAJPUR District- Samastipur

FUL KUMARI DEVI W/o LATE RAMSUKHIT SAHNI R/o VILLAGE-SARANGPUR, P.O.- SARANGPUR, P.S.-TAJPUR (OP HALAI), DISTRICT-SAMASTIPUR, BIHAR – 848505 ... Petitioners

Versus

1. THE STATE OF BIHAR THROUGH ITS PRINCIPAL SECRETARY, HOME DEPTT. GOVT. OF BIHAR, PATNA SARDAR PATEL BHAWAN, PATNA 800023, BIHAR
2. THE PRINCIPAL SECRETARY, HOME DEPTT., GOVT. OF BIHAR, SARDAR PATEL BHAWAN, PATNA PATNA
3. THE DIRECTOR GENERAL OF POLICE, GOVT. OF BIHAR, SARDAR PATEL BHAWAN, PATNA – 800023, BIHAR
4. THE DISTRICT MAGISTRATE, DISTRICT-SAMASTIPUR
5. THE SUPERINTENDENT OF POLICE, DISTRICT SAMASTIPUR
6. THE S.H.O. P.S-TAJPUR, DISTRICT-SAMASTIPUR
7. THE INVESTIGATING OFFICER OF THE TAJPUR P.S. CASE No.295/2021, DT.1.8.2021, P.S-TAJPUR,SAMASTIPUR
8. BHATU SAHNI S/o LATE PAREKHAN SAHNI R/o VILLAGE-SARANGPUR, P.S-SARANGPUR, P.S-TAJPUR (OP HALAI), DISTRICT-SAMASTIPUR, BIHAR 848505
9. PUNAM KUMARI D/o BHATU SAHNI R/o VILLAGE-SARANGPUR, P.S-SARANGPUR, P.S-TAJPUR (OP HALAI), DISTRICT-SAMASTIPUR, BIHAR-848505, PRESENTLY POSTED AS SUB-INSPECTOR BHAGALPUR ... Respondents

Appearance :

For the Petitioner : Mr.Dilip Kumar Roy, Adv.
For the Respondents : Mr.Manish Kumar, GP IV

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 18-04-2023 Counsel for the petitioner is directed to remove the defect(s) within two weeks.

Heard learned counsel for the petitioner and the State.

The present case has been filed for quashing the first information report of Tajpur P.S. Case No. 295 of 2021 (GR no. 1858 of 2021), dated 01.08.2021, registered under Sections 147,



149, 341, 323, 353, 504 and 506 of the Indian Penal Code as well as directing the investigating authority to conduct inquiry properly.

In this view of the matter, I am not inclined to quash the first information report, but, liberty is granted to the petitioner that she shall represent to the Superintendent of Police, Samastipur (respondent no. 5) in the light of the order passed by the coordinate Bench in Cr.W.J.C. No. 153 of 2017 (Surendra Singh Vrs. State of Bihar & Ors.) and analogous cases decided on 09.09.2022 within four weeks from today and the Superintendent of Police shall consider the representation and take appropriate action.

With this observation, this criminal writ petition is **disposed off.**

(Dr. Anshuman, J)

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