

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.49840 of 2019**

Arising Out of PS. Case No.-168 Year-2012 Thana- SIWAN CITY District- Siwan

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KAILASH CHAND SAHEWALA @ KAILAS CHAND SAHEWALA Son of  
Sri Poonam Chand Sahewala Resident of P.O. and P.S.-Pradhan Nagar, 148/1  
Meghnand Saha Sarans, Siliguri (M Corp), Pradhan Nagar, Darjeeling, West  
Bengal-734003

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Md. Javed Khan Son of Adul Manan Khan Resident of Makdum Sarai  
Lahera Toli, P.S.-Town, District-Siwan.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Ashok Kumar, Advocate

For the Opposite Party/s : Mr. Anita Kumari Singh, APP

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

ORAL ORDER

2      25-04-2023                      Heard learned counsel for the petitioner and learned  
  
APP for the State.

This application has been filed for quashing of the  
order dated 18.12.2014 passed by learned Chief Judicial  
Magistrate, Siwan in connection with Siwan Nagar P.S. Case  
No. 168 of 2012 by which learned Magistrate has taken  
cognizance against the petitioner for the offences under Sections  
406, 420, 380 of the Indian Penal Code.

The impugned order has been passed on 18.12.2014  
and the quashing application has been filed in 2019 after  
inordinate delay that too without satisfactory explanation of the



delay. Accordingly, this application is dismissed on the ground of delay and latches with liberty to the petitioner to raise all the grounds at an appropriate stage.

**(Sandeep Kumar, J)**

Harsh/

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