

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5206 of 2022

Arising Out of PS. Case No.-37 Year-2019 Thana- MAHILA P.S. District- Muzaffarpur

1. Balwant Kumar Son Of Sri Braj Bhushan Singh Resident of - Quarter No.2517, Hindalco Colony, Renukhut, P.s.- Pipari, Distt.- Sonbhadara (U.P.)
2. Braj Bhushan Singh Son of Late Shiv Deyal Singh Resident of - Quarter No.2517, Hindalco Colony, Renukhut, P.s.- Pipari, Distt.- Sonbhadara (U.P.)
3. Lalati Devi W/o Sri Braj Bhushan Singh Resident of - Quarter No.2517, Hindalco Colony, Renukhut, P.s.- Pipari, Distt.- Sonbhadara (U.P.)
4. Tara Devi W/o Sri Bansh Bahadur Singh Resident of Village - Madhubani, P.s.- Bairiya, Distt.- Balia (U.P.)
5. Rinku Singh @ Jasshi Singh W/o Sri Yashwant Singh Resident of Village - Sitamata Colony , P.s.- Gurugram, Sector - 5, Distt.- Haryana.
6. Bansh Bahadur Singh Son of Motilal Singh Resident of Village - Madhubani, P.s.- Bairiya, Dist.- Balia, (U.P.)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Narmita Kumar D/o Mahendar Singh Resident of Village - Laxmi Narayan Nagar, P.s.- Mithanpura, Distt.- Muzaffarpur.

... .. Opposite Party/s

Appearance :

For the Petitioners	:	Mr. Sunil Kumar Pathak, Advocate
For the State	:	Mr. Nagendra Prasad, A.P.P.
For the Informant/OP-2	:	Miss Preety Kunwar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 28-02-2024 Heard learned counsel for the petitioners, learned A.P.P. for the State and learned counsel for informant/O.P.-2.

2. This application has been filed for quashing the F.I.R. of (Muzaffarpur) Mahila P.S. Case No. 37 of 2019 registered under Sections 406, 409 & 420 of the Indian Penal Code and Sections 3 / 4 of the Dowry Prohibition Act.

3. Petitioners seek quashing of F.I.R. by considering



all the materials on affidavit in his defence, which is not permissible in law. Moreover, in this case, police has already submitted final form.

4. Considering the law laid down by the Hon’ble Supreme Court in the case of *State of Bihar vs. P.P. Sharma*, reported in *1992 Supp.(1) SCC 222*, this application is dismissed.

(Prabhat Kumar Singh, J)

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