

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34595 of 2023

Arising Out of PS. Case No.-407 Year-2017 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Suresh Prasad Son Of Late Shyam Narayan Prasad Resident Of Village-Moh.
Shiv Lok, Kashipur, In Front Of Tirhut Academy School, P.S.-Town, Distt.-
Samastipur

... .. Petitioner/s

Versus

1. The State Of Bihar Patna
2. Raghu Dipti @ Sanjay Kumar S/O Late Raj Kishore Prasad Resident Of
Village-Durlakh, P.S-Muffasil, Distt.-Samastipur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar No1
For the Opposite Party/s : Mr. Anant Kumar 1

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 30-07-2024 This application has been filed for quashing the order

dated 07.12.2022 passed by learned Additional District and

Sessions Judge-IX, Samastipur passed in Cr. Rev. No. 221 of

2022 by which the order dated 04.04.2022 passed by the learned

A.C.J.M-II, Samastipur has been affirmed.

2. The prayer of the petitioner for discharge has been

rejected by the Revisional Court by a detailed order discussing

all the materials available on record.

3. From reading of the order of the Revisional Court,

it appears that enough materials have come during investigation

for framing of charge against the petitioner.

4. The Hon'ble Supreme Court in the case of ***Ram***



Prakash Chadha V/s State of U.P. reported in ***(2024) SCC OnLine SC 1709*** has held that even a strong *prima-facie* case is enough for framing of charge.

5. In my opinion, no ground for discharge is made out in the present case. Accordingly, ***this application is dismissed.***

(Sandeep Kumar, J)

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