

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12297 of 2018

Arising Out of PS. Case No.-788 Year-2008 Thana- PATNA COMPLAINT CASE District-
Patna

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Farouq Haider @ Farough Haider S/o Late Shamim Haider, R/o 405 Sharf
Apartment , Frazar Road, P.S.- Kotwali, District- Patna.

... .. Petitioner/s

Versus

1. State Of Bihar
2. The Branch Manager, Punjab National Bank, Chowk Branch, Patna City,
P.S.- Chowk, District- Patna.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Smt Renu Kumari

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 09-01-2024 1. Heard learned counsel for the petitioner, learned
APP for the State and Mr. Raj Nandan Prasad, learned counsel
appearing for the Punjab National Bank.

2. The learned counsel appearing for the Punjab
National Bank, at the outset, submits that the entire loan amount
has been cleared by the petitioner, as such nothing remains to be
paid. It is also submitted that Bank will have no objection in the
event, if the present quashing application is allowed and the
order impugned dated 25.11.2008 passed by Mr. P.K. Sinha,
learned Judicial Magistrate, 1st Class, Patna City in Complaint
Case No. 788 of 2008, Tr. No. 954 of 2008 whereby cognizance
of offence punishable under Section 420 of the IPC read with



Section 138 of the NI Act is quashed.

3. The learned counsel for the petitioner also submits that the entire dues of the bank has been cleared.

4. Considering the submission made by the learned counsel for the O.P. No. 2, the order dated 25.11.2008 passed by Mr. P.K. Sinha, learned Judicial Magistrate, 1st Class, Patna City in Complaint Case No. 788 of 2008, Tr. No. 954 of 2008 whereby cognizance of offence under Section 420 of the IPC read with Section 138 of the NI Act has been taken, **is hereby quashed.**

5. Accordingly, the present quashing application stands allowed.

(Satyavrat Verma, J)

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