

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51784 of 2023

Arising Out of PS. Case No.-65 Year-2023 Thana- SIWAN CITY District- Siwan

Bhagawan Mahato @ Rajesh Mahato Son Of Mushafir Mahato R/O-Jashauli
Kharg, P.S.-Pachrukhi, Distt.-Siwan (Bihar), Pin Code-841221

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The Superintendent Of Police, District-Siwan (Bihar) Bihar
3. The Police Inspector Namely Sanjeev Kumar At Police Station At Bhagwanpur Hat, Distt.-Siwan Bihar
4. The Police Inspector Namely Chandranath Uraw, At Police Station At Nagar Thana At Siwan Siwan, Bihar, Pin Code-841226
5. The Investigation Officer Namely Santosh Ram At Police Station Nagar Thana At Siwan Siwan, Bihar, Pin Code-841226

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dilip Kumar
For the Opposite Party/s : Mr. Lalan Kumar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 13-08-2024 Heard the learned counsel for the petitioner, learned
APP for the State and learned counsel for the opposite parties.

2. This is an application for quashing of the F.I.R.
bearing Siwan Town P.S. Case No. 65 of 2023 registered for the
offences under Sections 420, 467, 468, 120(B) of the Indian
Penal Code.

3. As per the F.I.R., the petitioner is involved in
making forged and fabricated Aadhar Card.

4. The defence of the petitioner cannot be considered
for quashing of the F.I.R. The F.I.R. cannot be quashed on the



basis of the affidavit evidence as has been held by the Hon’ble
Supreme Court in the case of *State of Bihar V/s P.P. Sharma*
reported in *1992 Supp (1) SCC 222*.

5. Accordingly, this application is dismissed.

6. The petitioner is given liberty to raise all the
grounds at an appropriate Stage.

(Sandeep Kumar, J)

Shishir/-

U		T	
---	--	---	--

