

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No.789 of 2023

Arising Out of PS. Case No.-7 Year-2013 Thana- PURNEA SADAR District- Purnia

VICKY BHAWAL @ BIKKI BHAWAL SON OF KANU BHAWAL
RESIDENT OF KAPTAN PARA, KHUSHKIBAGH, P.S. SADAR,
DISTRICT- PURNIA Petitioner/s

Versus

1. The State of Bihar
2. Ranjan Kumar Sah son of Kanhaiya Lal Sah R/o- Line Bazar Shiv Mandir
Road Ps- K. Hat, Dist- Purnia

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mrs. Namrta Mishra Mr.Niraj Kumar Mr. A. Anand Mr. Saloni Sinha
For the State	:	Mr.Sanjay Kumar Singh
For the O.P. No. 2	:	Mr. Raj Kumar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

6 27-06-2024 Heard learned counsel for the petitioner, learned
counsel for the opposite party No. 2 as well as learned counsel
appearing on behalf of the State.

2. The present application has been filed against the
judgment and order of conviction and sentence dated 04.11.2023
passed by the learned Additional Sessions Judge-II, Purnea in
Cr. Appeal No. 23 of 2023 by which the learned Additional
Sessions Judge-II, Purnea has upheld and confirmed the
judgment and order of conviction and sentence dated
22.05.2023 passed by the learned J.M. 1st Class, Purnea in
connection with G.R. No. 87/2013 arising out of Sadar P.S. Case
No. 07/2013 by which the J.M. 1st Class, Purnea had convicted
the petitioner under Section 420 of the Indian Penal Code.

3. The parties have settled their dispute and pursuant



to that the petitioner has given a demand draft of Rupees Four Lakhs to the opposite party No. 2 which has been accepted by the opposite party No. 2 and both the parties do not want to proceed any further in this case and therefore, it has jointly been prayed that the impugned judgment of conviction by the Judicial Magistrate and the appellate order be set aside.

4. Since the parties have settled their dispute, the judgment and order of conviction and sentence dated 04.11.2023 passed by the learned Additional Sessions Judge-II, Purnea in Cr. Appeal No. 23 of 2023 by which the learned Additional Sessions Judge-II, Purnea has upheld and confirmed the judgment and order of conviction and sentence dated 22.05.2023 passed by the learned J.M. 1st Class, Purnea in connection with G.R. No. 87/2013 arising out of Sadar P.S. Case No. 07/2013 by which the learned J.M. 1st Class, Purnea had convicted the petitioner under Section 420 of the Indian Penal Code are set aside.

5. In view of the above, this application is allowed.

(Sandeep Kumar, J)

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