

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86525 of 2023

Arising Out of PS. Case No.-224 Year-2022 Thana- DIGHWARA District- Saran

Md. Mansur Alam SON OF SAMASUDIN R/O VILLAGE- RAIPATTI, P.S.-
DIGHWARA, DIST.- SARAN AT CHAPRA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajit Kumar Singh

For the Opposite Party/s : Mr.Murli Dhar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

5 18-07-2024 Counter affidavit filed by Mr. Jharkhandi Upadhyay,

learned Additional Public Prosecutor is taken on record.

2. Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

3. This application has been filed for quashing of
order dated 04-09-2023 passed in Cr. Revision No - 80 of 2023
whereby and whereunder the District and Sessions Judge has
been pleased to affirm the order dated 28-02-2023 passed by
A.C.J.M. IInd Saran at Chapra, by which the Magistrate has
directed the petitioner to deposit a sum of Rs. 400000/- (Four
lacks) as security money for releasing the vehicle in his favour
which has been seized in connection with Dighwara P.S. Case
No. 224 of 2022, registered for the offences under section- 279,
337, 335, 304 of the Indian Penal Code which is presently
pending before the court of A.C.J.M. IInd Saran at Chapra.

4. It has been submitted by the learned counsel for the
petitioner that the impugned order was passed treating the
vehicle to be uninsured and therefore, the petitioner was



directed to deposit Rupees Four Lakhs.

5. Now learned counsel for the petitioner relies upon certain documents and submits that vehicle in question was insured and therefore, he may not be directed to deposit Rupees Four Lakhs.

6. This factual aspect cannot be gone into by this Court.

7. The petitioner is given liberty to file a fresh application for modification of the order dated 04-09-2023 passed in Cr. Revision No. 80 of 2023 passed by the learned District Sessions Judge, Saran at Chapra annexing the insurance papers.

8. If such an application is filed, the same shall be considered and decided by the Sessions Judge, Saran at Chapra within one month of its filing.

9. Let a copy of the order be communicated to the District Judge, Saran at Chapra through FAX/e-mail forthwith for compliance of the order.

10. With the aforesaid observations and directions, this application is disposed of.

(Sandeep Kumar, J)

Saif/-

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

