

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.322 of 2018

Arising Out of PS. Case No.-28360 Year-2014 Thana- PATNA COMPLAINT CASE District-
Patna

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Sunil Kumar son of Maharaj Bhagat, resident of Road No. 1, Indra Nagar,
Police Station- Kankarbagh, District- Patna.

... .. Petitioner/s

Versus

1. The State Of Bihar Through The Director General Of Police, Bihar, Patna
2. Shyam Bihari Singh, son of Late Sahdeo Singh, resident of Mohalla-
Maurya Bihar Colony, Pavitra Path, Transport Nagar Kumhrar, Police
Station- Agamkuan, District- Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Ajit Kumar Ojha, Advocate
For the State	:	Mr. Sheo Shankar Prasad, SC-1

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

5 18-11-2025 This writ petition has been filed for setting aside the

cognizance order dated 20.06.2016, whereby cognizance of
offence punishable under Sections 420, 468, 471, 34, 120B, 467
of the Indian Penal Code and Section 138 of the N.I. Act has
been taken against the petitioner and other co-accused.

2. This writ petition has been filed against the judicial
order. However, as per law, the impugned order is revisable one,
because the petitioner is an accused and if he succeeds, the
whole proceedings would get terminated against him. Hence,
the petitioner should have filed Criminal Revision petition.

3. At this stage, learned counsel for the petitioner is
seeking liberty to convert this Criminal Writ petition into



Criminal Revision petition.

4. Liberty is granted.

5. Hence, office is directed to convert this Criminal Writ petition into Criminal Revision petition on the required steps to be taken by the petitioner within a period of two weeks and thereafter, list the Criminal Revision petition before appropriate Bench with permission of Hon'ble the Chief Justice.

(Jitendra Kumar, J)

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