

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.597 of 2024

Arising Out of PS. Case No.-1289 Year-2022 Thana- KHAGARIA District- Khagaria

Bhudeo Prasad Yadav @ Bhudeo Yadav Son of late Shital Yadav Resident of vill. and P.O.- Bathana, Bishari Asthan, Nai Sidhi Ghat Raod, P.S.-Sultanganj, Distt.-Bhagalpur

... .. Petitioner/s

Versus

1. The State of Bihar, through the Additional Chief Secretary, Department of Home, Government of Bihar Patna, Bihar
2. The District Magistrate, Khagaria Bihar
3. The Superintendent of Police, Khagaria Bihar
4. The S.H.O. chitragupt Nagar Police Station, Distt.-Khagaria Bihar
5. Pankaj Kumar Son of Tarni Yadav @ Tarni Prasad Yadav Resident of Dan Nagar, P.S. and Distt.-Khagaria
6. Mithilesh Kumar Son of Tarni Yadav @ Tarni Prasad Yadav Resident of Dan Nagar, P.S. and Distt.-Khagaria
7. Ram Bilash Tanti Son of late Awadh Sharma Resident of Tola Samir Nagar, P.S.- Chitragupt Nagar, Distt.-Khagaria
8. Raka Ram Prasad Son of late Shiv Narayan Prasad Resident of vill.- Madhurapur, Tola-Kamalpur, P.s. and Distt.-Khagaria

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra
For the Respondent/s : Mr. Ramadhar Singh, G.P.25

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 10-07-2025 Heard the learned counsel for the petitioner and the learned counsel for the State.

2. This writ petition has been filed for issuance of any appropriate order/orders, direction/directions or writ/writs preferably in the nature of Mandamus, commanding and directing the Respondents concerned to hold fair and impartial enquiry and investigation and take appropriate legal action



against accused-Respondents 2nd set in Khagaria/Chitragupta Nagar P.S. Case No. 1289/2022 registered on 24.12.2022 for the offences under Section 420, 468, 471, 120(B) of the Indian Penal Code by this petitioner as the named accused persons under a conspiracy executed a sale deed in fraudulent manner by taking the official under illegal influence of a piece of land regarding which there has been specific order of competent authority imposing stay/ban on sale-purchase of said land since there has been a Title Suit also going on, but despite all the evident evidences the local police under illegal influence of the concerned accused persons is neither conducting fair and proper investigating of the case nor taking any legal and proper against the accused-action Respondents 2nd set, resulting the accused persons roaming free doing illegal acts and at the same time threatening this petitioner/informant to withdraw his case otherwise he shall be eliminated.

3. The State has filed a counter affidavit.

4. Paragraph nos. 6 and 7 read as follows:

‘6. That it is submitted that on the basis of materials collected during course of investigation supervision note, report 2 and pending judicial proceedings a decision has been taken that a deep investigation is required on a certain points with regard to



complicity of the accused persons in commission of the crime.

7. That it is stated that pursuant to direction issued by Superintendent of police, Khagaria the SHO, Chitragupta Nagar Police Station Khagaria vide memo no. 183/24 dated 31.3.2024 sent detailed report to the Superintendent of police, Khagaria with regard to up-to-date status of the investigation.

5. In that view of the matter, this application is disposed of with liberty to the petitioner that if the case is not properly investigated expeditiously, he may approach the Court afresh.

(Sandeep Kumar, J)

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