

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Writ Jurisdiction Case No.1285 of 2024

Arising Out of PS. Case No.-171 Year-2023 Thana- PIRBAHOR District- Patna

Afshan Farida @ Afsha Farida Wife of Late Dr. Afzal Ali D/o Perwez Alam,
Resident of Mehboob Bakery Lane, Darji Tola, Sabjibagh, Patna at present
residing at A.R. Sajda Galaxy Apartment, New Khajurbanna, Post -
Mahendru, P.S.- Sultanganj, District - Patna.

... .. Petitioner/s

Versus

1. The State of Bihar, through Director General of Police, Govt. of Bihar, Patna Bihar
2. The Senior Superintendent of Police, Govt. of Bihar, Patna Bihar

... .. Respondent/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar
For the Respondent/s : Mr.G.P.3

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 04-08-2025 Heard learned counsel for the petitioner and learned
counsel for the State.

2. This application has been filed on behalf of the the
petitioner for quashing the F.I.R. bearing Pirmahore P.S. Case
No.171 of 2023 registered under Sections 306, 420, 379, 34 of
I.P.C.

3. Learned counsel for the petitioner submits that the
petitioner is the wife of the deceased and initially a U.D. Case
was registered, then the subsequent F.I.R, has been registered
with a different version.

4. This Court cannot examine the defence of the
petitioner and compare the version in the U.D. Case and the



F.I.R. It is for the Investigating Agency to properly investigate the case.

5. In these circumstances, this application is disposed of with a liberty to the petitioner to approach the concerned Court below for proper investigation and the monitoring of the investigation by way of filing a petition in her case in light of the Judgment of the Hon'ble Supreme Court in the case of *Sakiri Vasu vs. State of U.P., reported as (2008) 2 SCC 409*. The Investigating Agency will consider the fact that in U.D. Case different version was earlier registered by the same informant.

6. If such a petition is filed then the same shall be considered by the Court below in accordance with law and appropriate orders shall be passed.

(Sandeep Kumar, J)

anand/-

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