

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.49489 of 2016**

Arising Out of PS. Case No.-938 Year-2005 Thana- PATNA COMPLAINT CASE District-  
Patna

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Shripal Prakash Jain @ Shripal Jain, Son of Prakash Jain, Proprietor of  
Regance Inc., Office Situated at 5th Rizvi Chambers, 163 Hill Road, Bandra  
(West) Mumbai.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Ashafaque Ahmad, Son of Adalat Hussain, Proprietor of Friends  
Enterprises, Office situated at Sanichara Idgah Road, Sandalpur, Police  
Station - Sultanganj, District- Patna

... .. Opposite Party/s

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**Appearance :**

|                      |   |                          |
|----------------------|---|--------------------------|
| For the Petitioner/s | : | None                     |
| For the State        | : | Mr. Harendra Prasad, APP |

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**CORAM: HONOURABLE MR. JUSTICE RANA VIKRAM SINGH**  
**ORAL ORDER**

5      27-07-2026              Nobody appears on behalf of the petitioner when the  
case was called out.

2. Mr. Shakil Ahmad Khan, learned counsel for the  
opposite party No. 2 along with Mr. Harendra Prasad, learned  
Addl. Public Prosecutor for the State are present.

3. *Vide* order dated 08.05.2024, while issuing notice to



opposite party No. 2, proceedings of Complaint Case No. 938 of 2005, pending in the Court of learned Judicial Magistrate 1<sup>st</sup> Class, Patna City, had been stayed and on account of the operation of the said order, the trial has not progressed in the matter.

4. Learned counsel appearing on behalf of the opposite party No. 2 submits that despite undertaking given by the learned counsel for the petitioner in the Court to settle the account, no steps have been taken till date.

5. In view of non-appearance on behalf of the petitioner, this application is dismissed for non-prosecution.

6. Let a copy of this order be communicated to the Court concerned forthwith.

**(Rana Vikram Singh, J)**

Rakesh/Praveen-II

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