

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38670 of 2017

Arising Out of PS. Case No.-318 Year-2016 Thana- JEHANABAD COMPLAINT CASE
District- Jehanabad

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Babin Kumar Son of Birendra Prasad, Resident of Village-Sherpur, Dih, P.S.-
Tharthari, Distt-Nalanda, at Present Nilam Mashirani, Store Ranchi Road,
Biharsharif Nalanda.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Niraj Kumar S/o Sri Radhe Raman Gupta, village-Saho Bigha, P.S.-Ghoshi,
Distt-Jehanabad.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Raj Kishor Prasad, Advocate
For the State	:	Mr. Jagdhar Prasad, A.P.P.
For the O.P. No.2	:	Mr. Ratnakar Jha, Advocate

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

6 09-07-2026 Heard learned counsel for the petitioner, learned
A.P.P. for the State and learned counsel for the opposite party
no.2.

2. The present Cr. Misc. Application has been filed
under Section 482 of Cr.P.C. for quashing the order dated
17.03.2017 passed by learned C.J.M., Jehanabad in Complaint
Case No. 318 of 2016.

3. After some argument, learned counsel for the
petitioner submits that this case may be disposed of with liberty
to the petitioner to take all the points as raised in the petition,
before the learned Trial Court at appropriate stage in accordance



with law.

4. Learned APP for the State and learned counsel for the opposite party no.2 have no objection to this prayer of the petitioner.

5. In view of the above, the present Cr. Misc. Application is disposed of with the liberty to the petitioner, as prayed for.

(Sunil Dutta Mishra, J)

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