

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.73293 of 2024**

Arising Out of PS. Case No.-552 Year-2014 Thana- BHABHUA District- Kaimur (Bhabua)

Ramashankar Bind @ Ramashankar Prasad Son of Rajnath Bind Resident of  
Village- Khajuriya, PS- Sonhan, Distt.- Kaimur (Bhabhua)

... .. Petitioner/s

Versus

1. The State of Bihar
2. Saroj Kumari Resident of Room No. 15/19, Gangeshar Street, Village-Subbanickenpudur (udayampalayam), P.O.- Chnavedampatti, P.S.- Shravanapatti, Distt.- Coimbatore, Tamilnadu (Chennai)
3. Ram Awadh Yadav Resident of Village- Sathri, PS- Sonhan, Distt.- Kaimur (Bhabhua)

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Sudarshan Kumar, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh No. 1, APP

**CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR**  
**ORAL ORDER**

2      30-03-2026                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner has challenged the order taking cognizance dated 22.02.2022 passed in Bhabhua P.S. Case No. 552 of 2014 by learned Chief Judicial Magistrate, Kaimur at Bhabhua wherein the cognizance has been taken against the petitioner under Section 366A and 494 of the Indian Penal Code.

3. The petitioner has pleaded in paragraph no. 9 which is as follows:-

*9. That vide order dated 24.02.2023, the*



*learned Chief Judicial Magistrate has committed the case for Sessions Trial. At present, the case is pending at the stage of evidence in the Court of Additional Sessions Judge-III, Kaimur at Bhabhua in Sessions Trial No. 104/2023. Since commitment, no prosecution witness has ever turned up in this case.*

4. In view of the fact that the trial has commenced and the matter is at the stage of trial, this Court is not inclined to interfere with the impugned order taking cognizance at this stage.

5. Accordingly, the present application stands dismissed.

**(Praveen Kumar, J)**

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