

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12694 of 2013

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Upendra Kumar S/o Late Baidnath Mahto, R/o Village-Bulakipur, P.S.
Dalsingsarai, District-Samastipur. Petitioner

Versus

1. The State Of Bihar
 2. Dipak Kumar S/o Late Dev Narayan Singh, R/o Village Basodhiya,
P.S. Dalsingsarai, District- Samastipur Opposite Party
- =====

Appearance :

For the Petitioner : M/s Ajoy Kr. Thakur & Dudh Nath
Singh
For the State : Mr. Parmeshwar Mehta, APP
For the Opposite Party mo.2 : Mr. Kumar Praveen

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CORAM: HONOURABLE MR. JUSTICE AKHILESH CHANDRA
ORAL ORDER

7 29-11-2013

Heard learned counsel for the petitioner, learned
counsel for opposite party no.2 and learned Additional Public
Prosecutor for the State.

During hearing of this application, it is evident that
a copy of complaint case no.40 of 2012 pending before Additional
Chief Judicial Magistrate, Dalsingsarai, is filed wherein in
paragraph 4 there is clear indication of filing of some documents
as enclosure-1 but such enclosures are missing with the copy of
the complaint petition. This alone makes this application not
entertainable.

It is submitted on behalf of the petitioner that
inspite of requisition for certified copy of the entire complaint
including the enclosures, they were not supplied with the
enclosures. Such submission appears not acceptable since it is

contrary to law. Learned counsel may apply afresh for a copy as per law and, thereafter, proceed accordingly.

With the above, this application is disposed of.

(Akhilesh Chandra, J)

A.Ahmad/-

