IN THE HIGH COURT OF JHARKHAND, RANCHI
W.P. (Cr.) No. 730 of 2024

Dr. Nishikant Dubey .... Petitioner
-- Versus --
The State of Jharkhand .... Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner :- Mr. Prashant Pallav, Advocate
For the State :- Mr. Deepankar Roy, Advocate
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*03/**01.10.2024*** Learned counsel appearing for the petitioner submits that the allegations are made against the petitioner that during a program attended by the Hon'ble Prime Minister, the petitioner gave a provocative speech from the stage. He submits that the nature of speech is not disclosed in the FIR and the case is registered under Sections 171F and 504 of the Indian Penal Code and Section 123(3A) of the Representation of Peoples' Act, 1951. He submits that the cognizance is barred by time and further ingredients of the offence is not made out.

2. Learned counsel appearing for the respondent State shall take instruction and file counter affidavit within four weeks.

3. Let this matter appear on 25th November, 2024.

4. Till the next date, there shall be stay of further proceeding in connection with Kunda P.S. Case No.89 of 2019, pending in the Court of learned Sub-Divisional Judicial Magistrate, Dumka.

(Sanjay Kumar Dwivedi, J.)

Sangam/