

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36653 of 2015

Arising Out of PS.Case No. -122 Year- 2013 Thana -KUCHAIKOTE District- GOPALGANJ

1. Rajesh Ram Son of Bishwanath Ram resident of Barhauch Bazar, P.S.
Kochaikot, District - Gopalganj

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bipin Bihari Singh

For the Opposite Party/s : Mr. Mustaque Alam(App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 31-08-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

From perusal of the impugned order, it appears that the
learned 5th Additional District Judge, Gopalganj has not dismissed
the application on merit, rather the same was dismissed due to non
prosecution and, accordingly, petitioner is permitted to withdraw
this petition and to file fresh petition for bail before the Session
Judge, Gopalganj which shall be heard and considered by the
learned Sessions Judge, Gopalganj on its own merit without being
prejudiced by the order of this Court.

Accordingly, this petition stands disposed of.

(Hemant Kumar Srivastava, J)

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