

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38430 of 2015

Arising Out of PS.Case No. -36 Year- 2014 Thana -AMAUR District- PURNIA

1. Sonachandra Harijan Son of Chetharu Harijan R/o Doria tola Balua P.s
Amour, District Purnea.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dr. Bidhu Ranjan

For the Opposite Party/s : Mr. C.Sen Pd.Singh(App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 26-08-2015 Heard both sides.

After some argument, the learned counsel for the petitioner seeks permission to withdraw this bail petition so that the petitioner may file a fresh petition for bail before the learned lower court for deciding the same on merits.

The prayer for bail of the petitioner was allowed under section 167(2) of the Cr. P.C but later on the same was cancelled as the charge sheet was submitted before filing of the bail petition. Against the order of cancellation of bail the petitioner filed a petition before learned Sessions Judge but learned Sessions Judge did not find any illegality in the order of learned Magistrate.

Considering the aforesaid, the prayer is allowed.

This petition is dismissed as withdrawn with a liberty

to the petitioner that he may again file a fresh bail petition before the court in seisin of the case which shall be disposed of on merit.

(Prabhat Kumar Jha, J)

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