

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.19175 of 2015**

Arising Out of PS.Case No. -461 Year- 1998 Thana -PATNA COMPLAINT CASE District-  
PATNA

Rajendra Prasad Rai S/o Late Sri Nath Rai, resident of Mohalla -  
Chitragupta Marg, New Jakkanpur, P.S. - Jakkanpur, District - Patna.

.... .... Petitioner

Versus

1. The State of Bihar.
2. M/S Star Leasing & Finance Company a partnership firm having its  
office at 14, Ashiana Towers, Exhibition Road, P.S. - Gandhi Maidan,  
district and town Patna through one of its partner namely Mahesh Kumar  
Modi

.... .... Opposite Parties

**Appearance :**

For the Petitioner/s : Mr. Ravindra Kumar Sinha, Advocate

For the Opposite Party/s : Mr. Upendra Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

3 02-07-2015

This application under Section 482 of the Code of Criminal Procedure is directed against the order dated 14.05.1998 passed by the learned Chief Judicial Magistrate, Patna in Complaint Case No. 461(C) of 1998.

The impugned order was passed by the court below as back as in 1998. In view of the delay of 17 years in challenging the order passed by the learned Magistrate before this Court, I am not inclined to entertain this application.

At this stage, learned counsel for the petitioner seeks leave to withdraw this application in order to file an appropriate application under Section 245 of the Code of Criminal Procedure before the Magistrate concerned for discharge.

Leave is granted.

The application is disposed of.

**(Ashwani Kumar Singh, J)**

Sanjeet/-

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