

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52798 of 2015

Arising Out of PS.Case No. -121 Year- 2015 Thana -BAGHA District- WEST CHAMPARAN
(BETTIAH)

Shri Narayan Prasad Singh, Son of Late Indrash Singh, resident of village-
Bahiroganj, P.S.- Bahiroganj, District- West Champaran (Bettiah)
proprietor M/s New Rice Mill Bahiroganj.

.... Petitioner

Versus

1. The State of Bihar.
2. Sri Jay Shankar Prasad, Son of Sri Nathuni Ram, resident of village-
Tanakpur, P.S.-Suryapura, District-Rohtas, District Manager, State Food
Corporation, Bettiah.

.... Opposite Parties

Appearance :

For the Petitioner/s	:	Mr. Krishna Prasad Singh, Sr. Advocate Mr. Surendra Kishore Thakur, Advocate
For the State	:	Mr. Jharkhandi Upadhyay, APP
For the FCI	:	Mr. Shailendra Kumar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 22-12-2015

At the outset, learned counsel for the petitioner has submitted that the petitioner has already filed an application for modification of the order dated 11.05.2015 passed in A.B.P. No. 9328 of 2015 before the learned Sessions Judge, Bettiah, which is pending adjudication. He has submitted that the said application has been filed in the light of the observations made by a Bench of this Court in its order dated 22.09.2015 passed in

Cr. Misc. No. 38132 of 2015.

In view of the aforesaid submissions, a prayer has been made to withdraw the present application in order to press the modification application before the court below itself.

The prayer is allowed.

The application is dismissed as withdrawn.

(Ashwani Kumar Singh, J.)

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