

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39151 of 2015

Arising Out of Complaint Case No. -1198 Year- 2014 District- PATNA

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Anil Singh, aged about 49 years, S/o Vinay Kumar Chaudhary, R/o Jagannath Singh Lane, Chaudhary Tola, P.S.- Sultanganj, Dist- Patna.

.... Petitioner

Versus

1. The State of Bihar.

2. Minish Kumar, aged about 32 years, S/o Anugrah Prasad, R/o Laxamanpur Koiri Tola, P.S.- Alamganj, Dist- Patna.

.... Opposite Parties

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Appearance :

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

For the Opposite Party/s : Mr. Dr. Ajeet Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI

SHARAN SINGH

ORAL ORDER

2 28-09-2015 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

This application for grant of anticipatory bail arises out of Complaint Case No. 1198 of 2014, disclosing offence under Sections 420, 406, 379, 323 and 341 of the Indian Penal Code and 138 of Negotiable Instruments Act.

In a recent decision reported in ***Salim Ansari @ Md. Salim Ansari & Ors. Vs. The State of Bihar & Anr. reported in 2015(3) BBCJ V-53***, this Court has held that pursuant to summons issued by a Court in a Complaint Case, if an accused appears before the Court, there should be no reason why he should not be released on bail.

In view of the said decision of this Court, learned Senior Counsel appearing on behalf of the petitioner seeks permission to withdraw this application for the purpose of appearing before the court below pursuant to the summons issued to him and seek bail, in terms of the said decision of this Court.

This application stands disposed of, accordingly.

(Chakradhari Sharan Singh, J)

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