

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.29432 of 2015**  
**In**  
**Criminal Miscellaneous No. 43390 of 2012**

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Dr. Vikash Kumar son of Shri Ajit Kumar Arya, Post as Associate Professor in the Department of Pharmaceutics, Banaras Hindu University Resident of House No. 158, Lane No. 15, Ganeshpuri Colony, Susuwahi, at Varanasi- 221005

.... .... Petitioner/s

Versus

1. The State of Bihar  
2. Shir Ratnamani Sanjeev Son of Shri Prem Kumar Sah, Dy. S.P. Vigilance Office Situated at 6, Circular Road, Patna

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Subodh Kumar Sinha  
For the Opposite Party/s : Dr. Rabindra Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA PRASAD VERMA**  
**ORAL ORDER**

2      23-09-2015

Heard.

The petitioner has filed the present application for modification of the order dated 23.04.2015 passed in Cr. Misc. No. 43390 of 2012.

The order dated 23.04.2015 passed in aforesaid Cr. Misc. No. 43390 of 2012 reads as follows:

“After some argument, learned counsel appearing on behalf of the petitioner seeks permission to withdraw the present application with a liberty to raise all the issues, which have been raised in the present application, at the stage of framing of charge before the learned trial court.

Permission is accorded.

The application stands dismissed as withdrawn with the liberty aforesaid.”

In view of the nature of the order dated 23.04.2015, the prayer for modification is completely misconceived. It is, accordingly, dismissed.

**(Birendra Prasad Verma, J)**

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