

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.49480 of 2015

Arising Out of PS.Case No. -90 Year- 2014 Thana -GOPALPUR District- WEST CHAMPARAN
(BETTIAH)

1. Hazrat Anshari, Son of late Jumaddin Anshari
2. Taz Mohammad Ansari @ Tagam Ansari, Son of late Jumaddin Anshari
Both are Resident of Village-Saregatiya Police Station-Gopalpur District-
West Champaran. Petitioners
Versus
The State of Bihar Opposite Party

Appearance :
For the Petitioner/s : Mr. Sanjay Kumar No.-7, Advocate
For the Opposite Party/s : Mr. Surendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 03-11-2015 After some arguments, learned counsel for the
petitioners concedes that the application of the petitioners under
Section 438 Cr. P.C. is not maintainable. He submits that in
view of the decision of this Court in case of **Mahendra Prasad
Singh v. State of Bihar [(2004) 3 PLJR 491]**, he may be
permitted to withdraw the application so that the petitioners may
surrender and seek bail.

Leave is granted.

The application is disposed of as not maintainable.

(Ashwani Kumar Singh, J.)

Sanjeet/-

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