

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 33884 of 2015

Arising out of PS. Case No. - 38 Year - 2013 Thana - SAMASTIPUR GRP CASE District - SAMASTIPUR

1. Md. Rafi Kujamma

2. Md. Shamshad Anjum

Both Son of Md. Zahur, Resident of Barhampur, P.S. Kamtaul, Distt. -
Darbhanga

3. Md. Tabrej @ Jugnu, Son of Md. Abdul Rahman, Resident of Milkpur, P.S. -
Jale, District - Darbhanga

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

Appearance :

For the Petitioners : Mrs. Shama Sinha, Advocate

For the Opposite Party : Mr. Nirmal Kumar Sinha, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL JUDGMENT

Date: 22-07-2016

After some arguments, Mrs. Shama Sinha, learned
counsel for the petitioners seeks leave to withdraw this application
in order to raise all the points at the stage of framing of charge by
filing an application under Section 239 of the Code of Criminal
Procedure seeking discharge from the case.

Leave is granted.

Accordingly, the application is disposed of.

In case, an application under Section 239 of the
Code of Criminal Procedure is filed before the Jurisdictional

Magistrate, the Magistrate shall consider the application in the light of materials available on record and dispose of the same by passing a reasoned order.

(Ashwani Kumar Singh, J.)

Kundan

AFR/NAFR	N.A.F.R.
CAV DATE	N.A.
Uploading Date	22.07.2016
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