

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49589 of 2016

Arising Out of PS.Case No. -127 Year- 2016 Thana -PIRPAINTI District- BHAGALPUR

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Md. Shahin @ Md. Munna @ Munna

.... Petitioner/s

Versus

State of Bihar & Anr

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anupa Nand Jha, Advocate.

For the Opposite Party/s : Mr. Sri Manish Kumar 2, Advocate.

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 06-12-2016 The sole ground which has been taken in the application for seeking cancellation of bail of Opposite Party no. 2 is that he has obtained privilege of anticipatory bail by suppressing material fact including the fact that he has criminal antecedent.

Opposite Party no. 2 has been granted anticipatory bail by order dated 05.09.2016 passed by the learned 2nd Additional District and Sessions Judge, Bhagalpur in A.B.P. Case No. 1069 of 2016 arising out of Pirpainti P.S. Case No. 127 of 2016, registered for the offences punishable under Sections 324, 307 and 34 of the Indian Penal Code and Section 27 of the Arms Act.

Learned counsel for the petitioner, after some arguments, seeks permission to withdraw this application with liberty to raise this plea before the learned Court below for seeking cancellation of bail since the Opposite Party No. 2 is said



to have obtained the said privilege by suppressing material fact before that Court.

This application is accordingly, dismissed as withdrawn with liberty aforesaid.

(Chakradhari Sharan Singh, J)

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