

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28557 of 2013

Arising Out of PS.Case No. -4 Year- 2012 Thana -ASHOK PAPER MILL District- DARBHANGA

Syed Borair Akhtar, son of Syed Hasan Imam @ Kallu, resident of Village-
Chandanpatti, P.S.- Ashok Paper Mill, District- Darbhanga

.... Petitioner

Versus

1. The State of Bihar

2. Syed Afzal Hussain, son of Late Syed Najmul Hassan, resident of
Village- Chandanpatti, P.S.- Ashok Paper Mill, District- Darbhanga

.... Opposite Parties

Appearance :

For the Petitioner/s : Mr. Iqbal Asif Niazi, Adv.

For the Opposite Party/s : Mr. Jharkhandi Upadhyay (App)

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

5 22-09-2016

Mr. Iqbal Asif Niazi, learned counsel for the

petitioner, in presence of Sri Jharkhandi Upadhyay, learned Addl.

Public Prosecutor, submits that the present petition was filed

against the rejection petition filed on behalf of the petitioner under

Section 228(1) of the Code of Criminal Procedure, whereby the

prayer made by the petitioner for remitting back the matter to the

court of learned Magistrate was rejected. However, during

pendency of the petition, charge has been framed. Meaning

thereby that the trial has commenced.

Accordingly, in view of changed circumstances,

learned counsel for the petitioner does not want to press this

petition. The petition stands dismissed as not pressed.

NKS/-

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(Rakesh Kumar, J)