

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.322 of 2015

Arising Out of PS.Case No. -49 Year- 2009 Thana -DHURAIYA District- BANKA
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1. Kishori Mandal, Son of Sanchu Mandal,
2. Bijay Mandal, Son of Kishori Mandal, Both resident of village -
Bhatuachak, Police Station - Dhoraiya, District - Banka.

.... Appellant/s

Versus

1. The State of Bihar

.... Respondent/s

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Appearance :

For the Appellant/s : Mr. Ajay Mukherjee-Advocate

For the Respondent/s : Mr. Sujit Kumar Singh (A.P.P.)

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

04 08-11-2017 This appeal ought to have been filed before the

learned Sessions Judge, Banka in terms of Section 374(2) of the

Cr.P.C. and that being so, the learned counsel for the appellants

seeks withdrawal of instant memo of appeal, which is allowed.

Consequent thereupon, is dismissed as withdrawn.

In case, appeal is filed before the learned Sessions

Judge, Banka within four weeks, then in that event, the learned

lower Court will condone the delay, otherwise appellants will have

to explain the same.

(Aditya Kumar Trivedi, J)

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