

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (SJ) No.1316 of 2016

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Dablu Sah @ Sunit Kumar Son of Basant Kumar Resident of Village
Khajuhatti, P.O. Khajuhatti, P.S. Baikunthpur, District Gopalganj.

.... Appellant/s

Versus

1. The State of Bihar.
2. Harendra Manjhi Son of late Jagrup Manjhi Resident of Village
Khajuhatti, P.S. Baikunthpur, District Gopalganj.

.... Respondent/s

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Appearance:

For the Appellant/s : Mr. Naresh Prasad, Adv.
For the Respondent/s : Mr. Sri Sadanand Paswan, SPP

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CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

3 03-03-2017 Heard learned counsel for the appellant as well as

learned Special Public Prosecutor assisted by learned counsel for
the informant.

After some argument, learned counsel for the
appellant under the guise of observation having made under para-
28 of *Bisheshwar Mishra vs. State of Bihar* reported in **2016(4)**
PLJR 1058 seeks withdrawal of instant appeal with a liberty that
in case of surrender by the appellant before the learned lower
court, the same be considered on the same day without being
prejudiced by the order impugned, on its merit.



With the aforesaid affiliation, instant memo of appeal
is dismissed as withdrawn.

(Aditya Kumar Trivedi, J.)

Prakash Narayan

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