

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Appeal (DB) No.267 of 2017

Arising Out of PS.Case No. -223 Year- 2005 Thana -BARAUNI District- BEGUSARAI

=====

Ajay Kumar @ Ajay Kumar Singh, Son of Late Bhuwneshwar Singh,
Resident of village - Birpur, Police Station - Birpur, District - Begusarai

.... Appellant

Versus

1. The State of Bihar
2. Ashok Singh, Son of Late Ramcharitar Singh,
3. Rajesh Singh@ Rajesh Kumar, Son of Late Rajendra Singh,
4. Manoj Singh, Son of Late Ramcharitar Singh,
5. Upendra Singh, Son of Late Ramcharitar Singh,
All Residents of village - Birpur, Police Station Birpur, District -
Begusarai

.... Respondents

=====

Appearance :

For the Appellant/s : Mr. Ravi Shanker Pankaj
For the Respondent/s : Mr. Sri Ashwani Kumar Sinha

=====

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
and
HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER
(Per: HONOURABLE MR. JUSTICE RAKESH KUMAR)

7 05-07-2017 Sri (Dr.) Amrendra Kumar, learned counsel assisted

by Sri Ravi Shankar Pankaj, learned counsel for the appellant, in
presence of Sri Ashwani Kumar Sinha, learned Addl. Public
Prosecutor, again requests for granting time for filing petition for
grant of leave.

Normally, we are not entertaining any appeal
against acquittal in absence of any petition for grant of leave under
Section 378(3) of the Code of Criminal Procedure. However,
earlier indulgence was granted to learned counsel for the appellant



for filing petition for grant of leave, but till date same has not been filed and today again same prayer is being reiterated.

Accordingly, in absence of petition for grant of leave, the appeal stands dismissed.

(Rakesh Kumar, J)

(Mohit Kumar Shah, J)

NKS/-

U		T	
---	--	---	--

