

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24526 of 2017

Arising Out of PS.Case No. -9 Year- 2014 Thana -GOPALGANJ COMPLAINT CASE District-
GOPALGANJ

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Ayub Khan son of Aliullah Khan, resident of village- Sonadi, Police
Station- Bhaluani, District- Deoriya (U.P.).

.... Petitioner/s

Versus

1. The State of Bihar.
2. Shaida Khatoon wife of Ayub Khan, daughter of Rahmat Ali, resident of
village- Sonadi, Police Station- Bhaluani, District- Deoriya (U.P.). At
present resident of village- Rautari, Police Station- Bijaipur, District-
Gopalganj.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binay Kumar, Advocate

For the State : Mr. Shyameshwar Dayal, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 16-02-2018 This application under Section 482 of the Code of

Criminal Procedure has been filed by the petitioner for quashing

the order dated 22.09.2014 passed by the learned Additional Chief

Judicial Magistrate, Gopalganj in connection with Complaint Case

No.09 of 2014 (Trial No.790 of 2016) by which cognizance has

been taken under Section 498A of the Indian Penal Code against

the petitioner.

After some arguments, learned counsel for the petitioner
seeks leave to withdraw the present application in order to file an
application under Section 210 of the Code of Criminal Procedure
before the court below in view of the fact that in respect of the
same offence there is a complaint case and police investigation



also.

Leave is granted.

The application is disposed of.

(Ashwani Kumar Singh, J)

Md.S./-

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