

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22508 of 2017

Arising Out of PS.Case No. -404 Year- 2014 Thana -MOTIHARI TOWN District-
EASTCHAMPARAN(MOTIHARI)

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Ambika Dutta @ Chhotu Singh son of Sachidanand Singh, resident of village - Kanchhedwa, P.S. - Harshidhi , District - East Champaran at present residing at Mohalla Shantipuri, P.S. - Motihari Town, District - East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sushil Kumar Mishra son of Mahendra Kumar Mishra, resident of Mohalla - Krishna Nagar, Agrawa, P.S. - Motihari Town, District - East Champaran.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Bhan Singh, Advocate
For the Opposite Party No.2 : Mr. Nawal Kishore Singh, Advocate
: Mr. Jitendra Nath Tiwari, Advocate
: Mr. Sanjeev Kumar Sanju, Advocate
For the State : Mr. Abhay Kumar-1, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

5 20-04-2018 This application under Section 482 of the Code of Criminal Procedure has been filed by the petitioner for quashing the order dated 23.05.2015 passed by the learned Chief Judicial Magistrate, Motihari, East Champaran in Motihari Town P.S. Case No.404 of 2014 whereby cognizance for the offences punishable under Sections 406 and 420 of the Indian Penal Code has been taken against the petitioner and the case has been transferred to Judicial Magistrate, 1st Class, Motihari for trial and disposal with a direction to the office to split up the case record of



Ambika Dutta @ Chhotu Singh as investigation against another accused is still continuing.

After some arguments, learned counsel for the petitioner seeks leave to withdraw the present application in order to raise all the points available to the petitioner at the stage of framing of charge.

Leave is granted.

The application is disposed of.

(Ashwani Kumar Singh, J)

Md.S./-

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