

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL REVISION No. 250 of 2018

Arising Out of P.S. Case No.-312 Year-2017 Thana- BIHARSHARIF District- Nalanda

Monu Kumar @ Monu @ Mukesh Kumar Singh Son of Sudhir Prasad @
Sudhir Kumar Singh @ Sudhir Kumar Resident of Anand Nagar Dekuli Ghat
Garhper, P.S. Bihar, Town District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sanjay Kumar, Advocate
For the State	:	Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL JUDGMENT

Date : 25-10-2019

Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has moved the Court under Section 397 and 401 of the Code of Criminal Procedure, 1973 (hereinafter referred to as the 'Code'), against the order dated 18.12.2017 passed by the Special Judge (Excise), Nalanda at Bihar Sharif in Bihar PS Case No. 312 of 2017, by which the petition filed by him for discharge under Section 228 of the Code has been rejected.

3. After some arguments, learned counsel for the petitioner submitted that the matter be disposed off with liberty to raise all his objection before the Court below itself at the appropriate stage.



4. In view thereof, the application stands disposed off with liberty aforesaid.

5. It goes without saying that if any application is filed by the petitioner at the appropriate stage before the Court below, the same shall be considered and disposed off on its own merits, without being prejudiced by the present order.

(Ahsanuddin Amanullah, J.)

P. Kumar

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