

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 48624 of 2014

Arising Out of P.S. Case No.-5 Year-2012 Thana- JAKKANPUR District- Patna

Neeraj Kumar Srivastava Son of Nirmal Kumar Shrivastava resident of Flat
No. 203 Lalita Nikunj Apartment, B-Area, Mithapur, P.S. Jakkanpur, Patna,
District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Advocate
For the State : Mr. Md. Arif, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH**

ORAL ORDER

8 09-04-2019 Heard Mr. Yogesh Chandra Verma, learned senior
counsel assisted by Mr. Upendra Prasad II, for the petitioner and
Mr. Md. Arif, learned A.P.P. for the State.

2. The petitioner has moved the Court under Section
482 of the Code of Criminal Procedure, 1973 for the following
relief:

*“That this is an application for
quashing the order dated 18.06.2014 passed in
Jakkanpur P.S. Case No. 5 of 2012 by Sri Ravi
Ranjan the Learned Judicial Magistrate 1st,
Class Patna where by and where under the
Learned Judicial Magistrate had rejected the
discharge petition of petitioner filed under
Section 239 of the Code of Criminal Procedure,
1973.”*

3. After some arguments, learned counsel for the
petitioner submitted that the matter may be disposed off with



liberty to the petitioner to raise all points available to him, including those in the present application at the appropriate stage before the Court below itself.

4. Learned A.P.P. does not oppose.

5. In view thereof, as prayed for by learned counsel for the petitioner, the application stands disposed off with liberty aforesaid.

6. It goes without saying that if the petitioner files any application before the Court below, the same shall be considered on its own merits, in accordance with law, without being prejudiced by the present order.

(Ahsanuddin Amanullah, J.)

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