

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48449 of 2014

Arising Out of Case No.-1544 Year-2003 Thana- MADHUBANI COMPLAINT CASE
District- Madhubani

=====

Basuki Nath Jha S/o Late Indrakant Jha Resident of Village Basaith, P.S.
Benipatti, District Madhubani.

... .. Petitioner/s

Versus

1. The State Of Bihar
2. Shailendra Kumar Singh S/o Late Yadav Prasad Singh Resident of Village
Jogiara, P.S. Jale, District Darbhanga.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Advocate
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

=====

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 06-03-2019

Heard learned counsel for the petitioner and 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 of the
order dated 23-11-2004 passed in C. R. No. 1544 of
2003 Corresponding to TR No. 1061 of 2014 passed
by learned Sub Divisional Judicial Magistrate,
Madhubani, whereby and where under he has found
the prima facie case under section 420 of I.P.C.
read with Section 138 of Negotiable Instrument Act
1881 against the petitioner and accordingly issued
summons to him.”*

3. After some arguments, learned counsel for the
petitioner submitted that he may be permitted to withdraw the



application with liberty to move before the Court below itself at the appropriate stage.

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 In view thereof, as prayed for by learned counsel for the petitioner, the application stands disposed off as withdrawn with liberty aforesaid.

5. If any application is filed by the petitioner before the Court below at the appropriate stage, the same shall be considered on its own merits, in accordance with law, without being prejudiced by the present order.

(Ahsanuddin Amanullah, J)

Anjani/-

AFR/NAFR	
U	
T	

