

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 28313 of 2014

Arising Out of G.R.P.S. Case No.-9 Year-2013 Thana- BHAGALPUR GRP CASE District-
Bhagalpur

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Satish Suman, Son of Sri Sudama Prasad, Resident of Village - Dasratha,
P.O.- Anisabad, P.S.- Beur, District, Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Cons. 295, Mukesh Kumar, S/o Suresh Prasad, Resident of Village-
Eknouna, P.S. Barhara, District- Bhojpur (Ara), presently posted at Rajkiya
Rail Thana, Jamalpur as a constable.
3. The Sr. Divisional Engineer, Eastern Railway, Malda Division, Malda.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.
For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL ORDER

8 04-01-2019 Heard learned counsel for the petitioner; learned
A.P.P. for the State and learned counsel for the Railways.

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

*“That this quashing
application is being filed on behalf of
the petitioner for quashing the
impugned order taking cognizance
dated 04.03.2014, passed by Learned
Railway Judicial Magistrate,
Bhagalpur, passed in Bhagalpur
G.R.P.S. Case No. 09/13, dt. 3.3.2013
(G.R. No. 9/13), wherein and whereby
the Learned Railway Judicial
Magistrate, Bhagalpur has taken
cognizance of the offence U/Ss 283,*



287, 308, 427 of the IPC against the petitioner.

3. After some arguments, learned counsel for the petitioner submitted that he may be permitted to withdraw the application with liberty to raise all points available to him before the Court below at the appropriate stage.

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 In view of the aforesaid, as prayed for by learned counsel for the petitioner, the application stands disposed off as withdrawn with liberty aforesaid.

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

(Ahsanuddin Amanullah, J.)

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