IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79307 of 2018

Arising Out of PS. Case No.-27 Year-2018 Thana- BHORE District- Gopalganj

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Mithlesh Singh Son of Kaladhar Singh Resident of Village-Dumar Narendra, P.S.- Bhorey, District - Gopalganj

... ... Petitioner/s

Versus

The State Of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Dhramveer
For the Opposite Party/s : Mr.Sri Ashok Kumar Singh 1

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

2 28-01-2019 The petitioner seeks bail in anticipation of his arrest in connection with Bhoray P.S. Case No. 27 of 2018 dated 14.01.2018 instituted for the offences under Sections 272, 273, 420 of the Indian Penal Code and Section 30(a), 35, 38 of the Bihar Prohibition & Excise Act, 2016.

After some argument, Mr. Dhramveer, learned counsel for the petitioner seeks permission to withdraw the present petition in order to enable the petitioner to surrender before the Court below and seek regular bail.

Should such an application be filed, the Court below shall take into account that nothing was recovered from the possession of the petitioner and that his implication

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in the present case is only on the basis of the confession made by an arrested person and shall pass orders in accordance with law without being prejudiced by the fact that the present petition for anticipatory bail has not been entertained.

The petition is dismissed as withdrawn with the aforesaid observation.

(Ashutosh Kumar, J)

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