

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70823 of 2019

Arising Out of PS. Case No.-5 Year-2018 Thana- KODHOBARI District- Kishanganj

MD. ASHFAQUE ALAM @ ASHFAQUE ALAM @ MD. ASHFAQUE, son
of Md. Rasid @ Raseed Alam, Resident of Village- Hasnabad, Police Station-
Kodhobari, District- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Kumar, Advocate
For the Opposite Party/s : Mr. S.D. Yadav, APP

CORAM: HONOURABLE THE CHIEF JUSTICE
ORAL ORDER

3 18-12-2019 Instant petition under Sections 439 and 440 of
Criminal Procedure Code has been moved for grant of bail in
F.I.R. No. 05 of 2018 dated 07.03.2018 registered at Police
Station Kodhobari under Sections 302 and 304(B) of the Indian
Penal Code.

I have heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State. I have also
perused the relevant record of the case, necessary for
adjudication of this petition.

At this stage, considering the nature of the offence,
the Court is not inclined to grant bail. The trial is in progress
and the offence is serious.

At this stage, learned counsel submits that petitioner



shall be content if he is permitted to withdraw the instant petition reserving liberty to file a fresh application after a period of nine months.

Permission granted.

The petition is accordingly dismissed as withdrawn.

(Sanjay Karol, CJ)

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