

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75626 of 2019

Arising Out of PS. Case No.-65 Year-2019 Thana- KESARIA District- East Champaran

Rubi Singh @ Rubbi Singh W/o- Narendra Kumar Singh Resident of Village-
Baishakhwa, Bairagi Tola, P.S.- Kesariya, District- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Bal Govind Sharma, Advocate
For the Opposite Party : Mr.Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 17-06-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State via video
conferencing.

The petitioner seeks pre-arrest bail in connection with
Kesariya P. S. Case No.65 of 2019 registered under Sections
406, 504 and 506 of the Indian Penal Code.

It would be manifest from the order dated 27.03.2019
that the application filed under Section 438 of the Code of
Criminal Procedure was not pressed before the court below as a
result of which the same was dismissed for want of prosecution.

When the above fact was brought to the notice of the
learned counsel for the petitioner, he submitted that he may be
permitted to withdraw the present application in order to file an
appropriate application under Section 438 of the Code of



Criminal Procedure before the court below first.

Leave is granted.

The application is disposed of.

(Ashwani Kumar Singh, J)

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