

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (DB) No.1347 of 2019**

Arising Out of PS. Case No.-24 Year-2016 Thana- CHAORI District- Bhojpur

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Mukesh Sah Son of Dani Sah Resident of Village - Bhikhampur, P.S.-
Chenari, District - Bhojpur.

... .. Appellant

Versus

The State of Bihar

... .. Respondent

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Appearance :

For the Appellant/s : Mr.Kamlesh Kumar Pathak
For the Respondent/s : Mr.Sujit Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
and
HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

(Per: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH)

3 06-02-2020 Learned counsel for the appellant submits that the appeal against conviction of the appellant would lie before the Single Judge but erroneously it has been filed as a Division Bench Appeal. He submits that he may be permitted to withdraw the present appeal with liberty to file another appeal against the impugned judgment as a Single Judge Appeal.

Leave is granted.

The appeal stands disposed of.

In case, the appellant files a photostat copy of the impugned judgment, the certified copy of the judgment shall be returned to the learned counsel for the appellant after retaining the photostat copy on the record. The appellant would also be at



liberty to seek dispensing with filing of vakalatnama before the
learned Single Judge.

(Ashwani Kumar Singh, J)

(Partha Sarthy, J)

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