

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.5602 of 2019**

Arising Out of PS. Case No.-156 Year-2019 Thana- CHENARI District- Rohtas

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1. MANTU MISHRA Son of Rajeshwar Mishra @ Raja Mishra
 2. Gopal Mishra Son of Rajeshwar Mishra @ Raja Mishra
 3. Rajeshwar Mishra @ Raja Mishra Son of Late Bindhyachal Mishra
 4. Mutur Mishra @ Ram Ashish Mishra Son of Late Bindhyachal Mishra
 5. Sant Mishra Son of Late Bindhyachal Mishra
 6. Ram Pravesh Mishra Son of Late Bindhyachal Mishra
 7. Ramu Mishra Son of Ram Pravesh Mishra
All Resident of Village - Pewandi, P.O. and P.S.- Chenari, District - Rohtas.
 8. Sobiyat Gupta Son of Late Kanhaiya Gupta
 9. Gilu Gupta Son of Late Kanhaiya Gupta
 10. Rahul Gupta @ Rahul Kumar Gupta Son of Late Kanhaiya Gupta
All Resident of Village - Banauli, P.O. and P.S.- Chenari, District - Rohtas
 11. Shiv Pujan Choubey Son of Jokhan Choubey Resident of Village -
Salempur, P.S.- Sadar, District - Kaimur.

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr.Sanjay Kumar Tiwary, Adv
For the Respondent/s : Mr.Sadanand Paswan, APP

**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL JUDGMENT**

Date : 21-01-2020

Heard learned counsel for the parties.

There is delay of 16 days in filing of this appeal. The delay is explained in an application under Section 5 of the Limitation Act vide I.A.No.01 of 2019. Hence, the delay is condoned.

I.A.No.01 of 2019 stands disposed of.



After some argument, learned counsel for the appellants seeks permission to withdraw this appeal against refusal of the prayer for anticipatory bail, to surrender and pray for regular bail.

Accordingly, this appeal is dismissed as withdrawn.

In the event of surrender of the appellants, prayer for regular bail shall be considered without being prejudiced by this order and taking into consideration that a dispute is there between the parties arising out of non-execution of an agreement to sale, moreover, the parties have entered into a compromise.

(Birendra Kumar, J)

Nitesh/-

AFR/NAFR	NAFR
CAV DATE	NA
Uploading Date	23.01.2020
Transmission Date	23.01.2020

