

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33575 of 2021**

Arising Out of PS. Case No.-9 Year-1989 Thana- MURLIGANJ District- Madhepura

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Rajesh Ranjan @ Pappu Yadav, S/O Shri Chandra Narayan Yadav, R/o-
Village - Khurda, P.S. Kumarkhand, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Awadhesh Kumar, Advocate

For the Opposite Party/s : Mr. Ajay Mishra, Advocate

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**CORAM: HONOURABLE THE CHIEF JUSTICE
and
HONOURABLE MR. JUSTICE S. KUMAR
ORAL JUDGMENT
(Per: HONOURABLE THE CHIEF JUSTICE)**

Date : 02-12-2021

This petition is listed in terms of order dated 25.08.2021 passed by Hon'ble the Supreme Court in Writ Petition (Civil) No.699 of 2016 titled as Ashwini Kumar Upadhyay Vs. Union of India and Anr.

The petitioner has prayed for the following relief/s :-

“for grant of regular bail, on behalf of the petitioner above named, who is languishing in custody since 11.05.2021, in connection with Murliganj P.S. Case No. 09/1989 dated 29.01.1989 (Corresponding G.R. No. 68 of 1989 / CIS No.

1581/2015), being made an accused for offences registered under Sections 364/34 of the Indian Penal Code.”

Learned counsel for the petitioner seeks permission to withdraw the present petition.

Permission granted.

The present petition was filed seeking grant of bail pending trial of an offence in relation to Police Case No. 09/1989 dated 29th of January, 1989 registered under Section 364/34 of the Indian Penal Code.

It is stated at the bar that the petitioner stands acquitted in relation to the said offence. Hence, the petition has become infructuous.

However, the petition reveals that there are 31 other cases pending against the instant petitioner. Particulars whereof are furnished in paragraph no.3 of the petition, which is reproduced as under :-

- (i) Banmankhi P.S. Case No. 82/1993 (Purnea) for offences under Sections 147, 148, 149, 452, 323, 448, 504, 505 (b), 386, 365 of the I.P.C. and Section 27 of the Arms Act ;

- (ii) Banmankhi P.S. Case No. 92/1987 (Purnea) for offences under Sections 399, 402 of the I.P.C. and Sections 25 B, 26, 27, 35 Arms Act ;
- (iii) Kasba P.S. Case No. 43/2009 (Purnea) for offences under Sections 188 of the I.P.C. and Section 171 (F) of the Representation of Peoples Act ;
- (iv) K. Hat P.S. Case No. 75/2009 (Purnea) for offences under Section 188 of the I.P.C. and Section 3 of the Prevention of Damage to Public Property Act ;
- (v) Banmakhi P.S. Case No. 298/1991 (Purnea) for offences under Sections 364, 307, 302 / 34 of the I.P.C. and 27 of the Arms Act ;
- (vi) Rupauli P.S. Case No. 38/2009 (Purnea) for offences under Sections 188, 171-F, 290, 420 of the I.P.C. and Sections 177, 179, 194 of the Motor Vehicles Act and Section 133 of Representation of Peoples Act ;
- (vii) Kasba P.S. Case No. 41/1986 (Purnea) for offences under Sections 147, 148, 149, 307, 324, 109 of the I.P.C. and Section 27 of the Arms Act and Section 3 / 4 of the Explosive Substances Act ;
- (viii) Janki Nagar P.S. Case No 37/2009 (Purnea) for offence under Section 188 of the I.P.C. ;
- (ix) Phulwarisharif P.S. Case No 840/2014 (Patna) for offence under Section 414 of the I.P.C. ;
- (x) Phulwarisharif P.S. Case No 768/2004 (Patna) for offences ;
- (xi) Kotwali P.S. Case No. 69/2001 (Patna) for offences under Sections 144, 452, 342, 365, 511, 506 of the I.P.C.;
- (xii) Shastri Nagar P.S. Case No. 552/1995 (Patna) for offences under Sections 420, 448, 506, 419, 468, 511, 120 B of the LPC. ;
- (xiii) Fatuha P.S. Case No. 70/2003 (Patna) for offences under Sections 147, 431, 323, 336, 426, 353, 504, 379, 332 of the I.P.C. ;
- (xiv) Kotwali P.S. Case No. 356/2015 (Patna) ;
- (xv) Beur P.S. Case No. 34/2013 (Patna) for offences under Sections 353, 323, 341, 147, 146, 504 and 34 of the I.P.C. ;

- (xvi) Gandhi Maidan P.S. Case No. 49/2017 (Patna) for offences under Sections 147, 148, 149, 341, 342, 333, 332 and 504 of the I.P.C. ;
- (xvii) Gardanibagh P.S. Case No. 109/2017 (Patna) for offences under Sections 341, 342, 323, 307, 353, 332, 333, 114, 147, 148 and 149 of the I.P.C. ;
- (xviii) Gandhi Maidan P.S. Case No. 314/2015 (Patna) for offences under Sections 147, 149, 189, 353, 337 of the I.P.C.
- (xix) Buddha Colony P.S. Case No. 195/2016 (Patna) for offences under Sections 153 and 154 of the I.P.C. ;
- (xx) Gardanibagh P.S. Case No. 766/2000 (Patna) for offences under Sections 144, 147, 149, 353, 417, 435, 355 of the I.P.C. ;
- (xxi) GRP Case No 363/2000 for offences under Sections 353, 150, 147, 337 of the I.P.C. and Section 27 of the Arms Act and Section 174 (A) of the Railways Act ;
- (xxii) Shastri Nagar P.S. Case No. 19/2018 (Patna) for offences under Sections 336, 353, 290, 186, 188 of the I.P.C. ;
- (xxiii) Hawaii Adda P.S. Case No. 11/2009 (Patna) under Section 3 / 4 of the Defacement of Public Property Act ;
- (xxiv) Gardanibagh P.S. Case No. 669/2018 (Patna) for offences under Sections 147, 148, 348, 324 307, 332, 353, 427, 337 of the I.P.C. ;
- (xxv) Kankarbagh P.S. Case No. 975/2017 (Patna) for offences under Sections 147, 149, 341, 323, 353, 427 and 504 of the I.P.C. ;
- (xxvi) Complaint Case No. 548/2018 (Patna) for offences under Sections 147, 148 of the I.P.C. and Section 74 (A) of the Railways Act ;
- (xxvii) Mohammadabad P.S. Case No. 357/1993 & 361/1993 for offences under Sections 143, 188, 353 of the I.P.C. and Section 7 of the Criminal Law (Amendment) Act and Section 32 B of the Police Act ;

- (xxviii) Kotwali P.S. Case No. 425/18 for offences under Sections 147, 148, 323 and 504 of the I.P.C. ;
- (xxix) RPF Samastipur P.S. Case No. 60/2020 for offences under Sections 147, 145 (3) and 154 of the Railways Act;
- (xxx) Kotwali P.S. Case No. 390/2020 (Patna), and
- (xxxi) Kotwali P.S. Case No. 133/2020 (Patna) for offences under Sections 147, 148, 149, 188, 341, 342 and 323 of the I.P.C.

Registrar General of this Court shall call for a report with regard to the status of these cases and have it placed on the administrative side.

Needful be positively done within next three weeks.

Petition stands disposed of as not pressed.

(Sanjay Karol, CJ)

(S. Kumar, J)

Sanjay/Ashwini

AFR/NAFR	
CAV DATE	
Uploading Date	06.12.2021
Transmission Date	