

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.392 of 2021**

Arising Out of PS. Case No.-19 Year-2020 Thana- BIRUPUR SAHAYAK District-
Lakhisarai

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SANDEEP MAHTO @ SANDEEP KUMAR Son of Ramanand Mahto
Resident of Village - Ward No.6, Aijanighat, P.S.- Birupur, Distt.- Lakhisarai.

... .. Appellant.

Versus

The State of Bihar

... .. Respondent.

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Appearance :

For the Appellant : Mr. Raj Kishore Prasad, Advocate.
For the State : Mr. A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 23-02-2021 In view of the submission and undertaking of the learned counsel for the appellant, at the time of hearing of this application, through Video Conferencing, that he would remove the defect(s), as pointed out by the Stamp Reporter, kept at flag 'A', within four weeks of starting of the Court proceeding in physical mode, he is permitted to remove the same accordingly.

Learned counsel for the appellant submits that the appellant has already been arrested by the police in this case and, as such, this appeal has become infructuous and seeks permission to withdraw this appeal, which has been filed under Section 14 A (2) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, against the order dated 22.08.2020 passed in A.B.P. No.451 of 2020, whereby and



whereunder the Additional Sessions Judge-I-cum-Special Judge (SC/ST Act), Lakhisarai, refused to grant the privilege of pre-arrest bail to the appellant in connection with Birpur P.S. Case No.19 of 2020 registered under Sections 341, 323, 379, 448, 504 and 506 of the Indian Penal Code besides Sections 3(i)(r)(s) of the SC/ST (Prevention of Atrocities), Act, 1989.

Permission is accorded.

This appeal is dismissed as withdrawn.

(Rajendra Kumar Mishra, J)

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