

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22388 of 2022

Arising Out of PS. Case No.-186 Year-2021 Thana- DIGHWARA District- Saran

SUMAN KUMAR Son of Janak Prasad Resident of village - Raipatti, P.S.-
Dhigwara, District - Saran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Vishesh Kumar Singh, Advocate
For the Opposite Party/s :	Mr. Lalan Kumar, A.P.P.
	Mr. Ravi Prakash, Advocate

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 20-12-2022 Heard learned counsel for the petitioner, learned
counsel for the informant and learned A.P.P. for the State.

Learned counsel for the informant at the outset raises
an objection and submits that from perusal of order dated
08.03.2022 in A.B.P. No. 1838 of 2021, it would manifest that
the case was dismissed for default by the learned Vth Additional
Sessions Judge, Saran, Chhapra.

Learned counsel for the informant submits that the
case was not adjudicated on merits and the petitioner ought to
have filed an application seeking restoration of the A.B.P. No.
1838 of 2021 but instead of resorting to the said remedy, the
petitioner has rushed to this Court.

Learned counsel for the petitioner thus seeks



permission to withdraw the present anticipatory bail application
for seeking remedy in accordance with law.

Accordingly, the present anticipatory bail application
is permitted to be withdrawn with the aforesaid liberty to pursue
remedy in accordance with law.

(Satyavrat Verma, J)

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