

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42690 of 2021

Arising Out of PS. Case No.-303 Year-2020 Thana- RAJPUR District- Buxar

NAWSAD ANSARI @ NAUSHAD ANSARI S/o Mainuddin Ansarhi R/o
village- Paliya, P.S.- Rajpur, District- Buxar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashwini Kumar Rai

For the Opposite Party/s : Mr.Umeshanand Pandit

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

3 07-02-2022 Heard the parties through video conferencing.

It is submitted on behalf of the petitioner that the *Pairvikar* of the case has not given correct statement with respect to the criminal antecedent of the petitioner. However, on his personal endeavour, learned counsel has been able to bring on record that the petitioner has been made accused in several other cases, as stated in paragraph No.2 of the supplementary affidavit, and in such circumstances, he seeks permission to withdraw the application filed on behalf of petitioner.

Law is well settled with regard to false averments the pleading are sufficient to attract Chapter XI of the I.P.C. In this case *Pairvikar* of the petitioner has filed the present bail application containing false averments in paragraph No.3. This practice of having made a false statement incorporated in an affidavit filed before Court should always be deprecated.



However, it appears that the Pairvikar after getting knowledge of other cases have filed supplementary affidavit prima facie it appears to this Court that incorrect statement made in paragraph No.3 has not been made deliberately.

In view of the above submission, the application filed on behalf of the petitioner is dismissed as withdrawn.

(Purnendu Singh, J)

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