

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14794 of 2023

Arising Out of PS. Case No.-91 Year-2016 Thana- BISFI District- Madhubani

1. MD. MURTUZA Son of Late Farukh Resident of village- Durjauliya, P.S.- Bisfi (Patauna), District- Madhubani
2. MD. WAKIL Son of Late Farukh Resident of village- Durjauliya, P.S.- Bisfi (Patauna), District- Madhubani
3. ANJARI BEGUM Wife of Md. Asraf Resident of village- Durjauliya, P.S.- Bisfi (Patauna), District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Ghosarvey, Adv.
For the Opposite Party/s : Mr.Narendra Kumar Singh, APP.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 06-07-2023 Heard learned counsel for the petitioners and learned
APP for the State.

Petitioners apprehend their arrest in connection with Bisfi (Patauna) P.S. Case No. 91 of 2016, registered for the offence punishable u/s 147, 148, 149, 341, 323, 324, 307, 325, 384, 354(B), 379, 504, 506 of the IPC, pending in the court of learned Additional Chief Judicial Magistrate I at Madhubani.

After some arguments, learned counsel for the petitioners seeks permission to withdraw this application.

Permission is granted.

Accordingly, this application is dismissed as withdrawn.



However, if the petitioners surrender before the learned Court below within six weeks from today and seek regular bail, the learned Court below shall pass order on the same day in accordance with law without being prejudiced by this order, especially considering the fact that the petitioner was in police bail and in view of the judgment in the case of **Mahendra Prasad Singh Vs. The State of Bihar** reported in **2004 (3) PLJR 491**.

(Anjani Kumar Sharan, J)

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