

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46617 of 2017

Arising Out of PS. Case No.-238 Year-2008 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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Manish Raaj son of Late Madan Murari Prasad, Resident of Flat No. 306,
Surya Laxmi Villa, Ram Jaipal Nagar, P.S. Rupaspur, Bailey Road, Patna
801502

... .. Petitioner/s

Versus

1. State Of Bihar
2. Shambhu Kumar Agarwal, son of Sri Girdhari Lal Agarwal, resident of
Village and P.S. Sahebganj, District- Muzaffarpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shakti Suman Kumar, Adv
For the Opposite Party/s : Mr. Surendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-11-2023 1. Heard learned counsel for the petitioner and
learned APP.

2. The learned counsel for the petitioner submits that
the present quashing application has been filed seeking quashing
of the order dated 18-4-2017 passed in complaint case no. C-
238 of 2008, Tr No. 4267 of 2017 by the learned SDJM, West-
Muzaffarpur, whereby cognizance of offences has been taken
under Section 420 of the IPC.

3. The learned counsel for the petitioner next submits
that during pendency of the quashing application, he received
instruction that the complaint case has been dismissed for non-
compliance of the direction of the learned trial court to file



requisites for summoning the petitioner.

4. It is next submitted that as such the present quashing application has become infructuous and thus learned counsel seeks permission to withdraw the quashing application with liberty to file a fresh application, if the complaint petition is restored.

5. Permission is accorded.

6. Accordingly, the present quashing application is dismissed as withdrawn.

(Satyavrat Verma, J)

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