

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57121 of 2015

Arising Out of PS. Case No.-212 Year-2013 Thana- SURYAGARHA District- Lakhisarai

Sudama Yadav Son of Nageshwar Yadav Resident of Village Garhi Vishanpur,
P.s Lakhisarai, District Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 31-08-2023 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. Learned counsel for the petitioner, after some
arguments, seeks permission to withdraw this application.

3. Permission is accorded with liberty to raise all the
issues at the time of framing of charge as it has been submitted
by the learned counsel for the petitioner that petitioner has been
falsely implicated in the present case and at the relevant point of
time when the occurrence is alleged to have been taken he was
posted as a Headmaster and he also got the award of the best
Headmaster. It is further submitted that on the relevant date at
the time of occurrence he was in school and he had
documentary evidence to substantiate the same but inadvertently
the same could not be brought on record in the present
application.



4. Accordingly, this application is dismissed as withdrawn.

5. The Court expects that if the discharge application is filed as it has been submitted by the learned counsel for the petitioner that till date charges have not been framed, the learned trial court shall apply its independent mind and will also look into the documentary evidences if any brought on record to substantiate the plea as raised in the present application which stands recorded hereinabove.

(Satyavrat Verma, J)

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