

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28044 of 2023

Arising Out of PS. Case No.-46 Year-2022 Thana- MAHILA P.S. District- Samastipur

MANOJ KUMAR CHOUDHARY @ MANOJ CHOUDHARY Son of Late
Karam Chandra Choudhary Resident of Village - Kheghai Koraba, P.S.- San-
grampur, District - Munger.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ramakant Sharma, Sr. Adv
		Mr. Lakshmi Kant Sharma, Adv
		Mr. Akshay Ashish, Adv
For the Opposite Party/s:		Mr. Parmanand Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 05-10-2023 Heard learned Senior Counsel Mr. Ramakant Sharma on
behalf of the petitioner as well as Mr. Parmanand Kumar,
learned APP on behalf of the State.

2. Petitioner apprehends his arrest in connection with
Samastipur Mahila P.S. Case No.46 of 2022, registered for the
offences u/s 376, 354B and other allied Sections of the IPC and
Section 4/6 of POCSO Act.

3. After some arguments, learned counsel for the peti-
tioner seeks permission to withdraw this application.

4. Permission is granted.

5. Accordingly, the instant application is dismissed as
withdrawn.



6. However, if the petitioner surrenders before the learned Court below within a period of six weeks from today and seek for regular bail, the learned Court below shall pass the order on the same day in accordance with law considering that the victim has herself not supported the prosecution case and some of the co-accused persons have been acquitted by the learned Trial Court in T.R. No.295 of 2023 R.N.531 of 2022.

(Anjani Kumar Sharan, J)

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