

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40332 of 2023**

Arising Out of PS. Case No.-78 Year-2023 Thana- GURUA District- Gaya

Mahesh Prasad @ Mahesh Kurmi Son Of Late Sheo Kumar Prasad Resident
Of Village- Verma, Ps- Gurua, Distt- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ram Pravesh Nath Tiwari
For the Opposite Party/s : Mr. Jai Narain Thakur

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 18-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in Gurua
P.S. Case No. 78 of 2023 registered for the offences punishable
under Sections 20(b)(ii)(A) of the N.D.P.S. Act, pending in the
Court of learned Sessions Judge-cum-Special Judge, N.D.P.S.
Act, Gaya.

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

4. Permission is granted.

5. Accordingly, the instant application is dismissed
as withdrawn. However, if the petitioner surrenders before the
learned Court below within a period of six weeks from today
and seeks regular bail, the learned Court below would pass the
order, preferably, on the same day, without being prejudiced by



this order, considering the fact that the petitioner is a senior citizen and no contraband article was recovered from the conscious possession of the petitioner.

(Anjani Kumar Sharan, J)

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