

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51015 of 2023

Arising Out of PS. Case No.-111 Year-2016 Thana- HAJIPUR SADAR District- Vaishali

SUBHASH PRASAD SINGH @ SUBHASH SINGH SON OF LATE
GARJAN SINGH RESIDENT OF VILLAGE- KHILWAT, PS- BIDUPUR,
DIST- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shivjee Singh

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-08-2023 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 the present quashing
application.

3. Permission is accorded with a liberty to the
petitioner to raise all the issues at the time of framing of charges
as it has been submitted by the learned counsel for the petitioner
that the petitioner had taken charge from Raj Narayan Singh as
Panchayat Secretary and at the time of handing over of charge,
the documents related to the Teacher who had obtained
appointment based on forged and fabricated certificate were not
handed over to him for which the petitioner several times had



corresponded with the B.D.O. bringing to his notice that the relevant documents have not been handed over to him at the time of taking charge, it is thus submitted that when the petitioner was not handed over the charge of the relevant documents and had already communicated about the same to the B.D.O., then where was the occasion for instituting the present FIR.

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 Accordingly, the present quashing application is dismissed as withdrawn.

5. The Court expects that in the event if discharge application is filed by the petitioner, the learned Court shall apply its independent mind and will take into consideration the issues raised by the petitioner as recorded hereinabove.

(Satyavrat Verma, J)

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