

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.1024 of 2020

Arising Out of PS. Case No.-533 Year-2019 Thana- BARH District- Patna

1. Kam Raj Prasad @ Kamakhya Yadav Son of Ramashray Prasad Yadav @ Ramashray Yadav Resident of Village - Kazichak, Ward No. 24, P.S.- Barh, District- Patna
2. Suranjan Kumar @ Suraj Yadav Son of Kam Raj Prasad @ Kamakhya Yadav Resident of Village - Kazichak, Ward No. 24, P.S.- Barh, District- Patna

... .. Appellant/s

Versus

The State of Bihar

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Dhramveer, Advocate

For the Respondent/s : Mr. Binay Krishna, Spl. PP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

3 12-09-2024

I.A. No. 01 of 2024

Heard learned counsel appearing on behalf of the parties.

2. This Interlocutory application has been filed under Section 5 of the Limitation Act by the appellant for condonation of delay of 24 days caused in filing the present appeal.

3. For the reason as mentioned in petition, itself and as aforesaid delay is not hit by the provisions 14 A (3) of the SC/ST Act, Interlocutory Application No. 01 of 2024 stands allowed and disposed of.



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4. After short argument, learned counsel appearing on behalf of appellant seeks permission to withdraw the present application, which has been wrongly filed for quashing of FIR, instead of cognizance order.

5. Liberty prayed for challenging the cognizance order.

6. Request allowed.

7. The appeal stands dismissed as withdrawn however with aforesaid liberty.

(Chandra Shekhar Jha, J.)

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