

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38226 of 2023

Arising Out of PS. Case No.-157 Year-2022 Thana- SHYAMPUR BHATHAN District-
Sheohar

MD. KHALIK @ ABDUL KHALIK Son of Md. Seraj @ Serajul Md. Serajul
Haque Resident of village - Uday Chhapra, P.S. - Shyampur Bhataha, Distt. -
Sheohar

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Md. Riyaj Son of Md. Badud Resident of village - Udai Chhapra, P.S. -
Shyampur Bhataha, Distt. - Sheohar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Anshul, Advocate Mr. Birendra Kumar, Advocate
For the Opposite Party/s	:	Mr. Choubey Jawahar, APP Mr. Mahtab Alam, Advocate Md. Zeeshan Kalim, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

10 15-07-2024 Heard the learned counsel for the petitioner, learned
APP for the State and the learned counsel for the O.P. No. 02.

2. After some argument, learned counsel for the
petitioner seeks permission to withdraw this application with
liberty to raise all the points at an appropriate stage i.e. at the at
the time of framing of charge.

3. Permission is accorded.

4. If such an application is filed, the same shall be
considered by the court below in light of the judgment of
Hon'ble Supreme Court in the case of *Kanchan Kumar V/s*
State of Bihar; (2022) 9 SCC 577.



5. Accordingly, this application is dismissed as
withdrawn with the aforesaid liberty to the petitioner.

(Sandeep Kumar, J)

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