

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL APPEAL (SJ) No.2392 of 2024

Arising Out of PS. Case No.-41 Year-2023 Thana- SC/ST District- Araria

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1. Rakib @ Md Rakib @ Md Rakibuddin Son Of Late Badruddin Resident Of Village - Banmottar Ward No.-13, P.S. - Jokihat, District - Araria
 2. Guddu @ Md Sartaj @ Sartaj @ Mohammad Sartaj Son Of Mahbub Resident Of Village - Banmottar Ward No.-13, P.S. - Jokihat, District - Araria

... .. Appellant/s

Versus

1. The State of Bihar
2. Leela Devi Wife Of Late Shyamlal Rajak Resident Of Village - Banmottar Ward No.-13, P.S. - Jokihat, District - Araria

... .. Respondent/s

Appearance :

For the Appellant/s : Mr. Md Ziaul Quamar, Advocate
For the Respondent/s : Mr. Binay Krishna, SPP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

4 23-08-2024 Heard learned counsel for the appellants and learned Special Public Prosecutor for the State.

2. At the outset, it is submitted by learned Special Public Prosecutor for the State that the prayer for pre-arrest bail of the appellants is not maintainable as cognizance has already been taken by the court below also for the offences punishable under the SC/ST Act. In this regard, reliance is placed in the case of *Bachu Das vs. State of Bihar & Ors*, reported in (2014) 3 SCC 471.

3. At this stage, the learned counsel appearing on



behalf of the appellants, after arguing vehemently and realizing his difficulty, seeks permission of this Court to withdraw the appeal.

- 4. Permission is accorded.
- 5. Accordingly, the present appeal is dismissed as withdrawn.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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