

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67867 of 2023

Arising Out of PS. Case No.-186 Year-2022 Thana- MOKAMA RPF/POST District- Patna

Mukesh Kumar Son Of Srawan Kumar Mohalla- Gurudeo Tola W.No-2, PS-
Mokama Dist- Patna

... .. Petitioner/s

Versus

The Union of India through DG, RPF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Advocate
Mr. Ashok Kumar Kashyap
For the Opposite Party/s : Mr. K.N. Singh(A.S.G.)

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 05-09-2024 This is an application for quashing the order dated 04.09.2022 passed in Trial No. 479 of 2022 arising out of R.P.F., Post Mokama P.S. Case No. 186 of 2022 by learned Rail Judicial Magistrate, Patna taking cognizance under Section 143 of Railways act.

2. After some arguments, learned senior counsel for the petitioner; Shri Yogesh Chandra Verma prays for and is permitted to withdraw this application with liberty to raise all the grounds at the stage of framing of charge including the maintainability of the F.I.R. lodged by the R.P.F.

3. If such an application is filed, the trial court will consider the same and pass a reasoned order 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.

4. With the aforesaid observation and direction, this application is dismissed as withdrawn.

(Sandeep Kumar, J)

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