IN THE HIGH COURT OF JHARKHAND, RANCHI
Cr. Appeal (SJ) No. 524 of 2024

Uttam Kumar Sinha @ Babloo Sinha @ Bablu Sinha, aged about 40 years, son of late Lalit Prasad, resident of Kustore No.3 PO Kustore, PS Kenduadih, District Dhanbad …… …. .... Appellant(s)

-- Versus --

The State of Jharkhand and Another ……. …… .... Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Appellant(s) :- Mr. Vikram Sinha, Advocate
For the State :- Mrs Amrita Kumari, Advocate
For the Respondent No.2 :- A.C. to Mr Sumit Prakash, Advocate

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*6/**04.12.2024*** This appeal is directed against the order dated 30.04.2024 passed by learned Special Judge-SC/ST at Dhanbad in M.C.A. No.1243 of 2024, arising out of C.P.Case No.677 of 2010, corresponding to SC/ST Case No.10 of 2016, pending in the court of learned Special Judge, SC/ST at Dhanbad.

2. Learned counsel appearing on behalf of the appellant submits that earlier he has moved before this Court in Cr.Appeal (S.J) No.402 of 2019 for grant of anticipatory bail which was rejected by the order dated 21.08.2019. He submits that this appeal has been preferred in view of the fact that the co-accused persons have been acquitted by the learned court by the judgment dated 24.07.2024 and the conduct of the complainant has been deprecated by the learned court. He submits that in view of that fresh ground is there of filing of the anticipatory bail.

3. Learned counsel for the respondent State as well as the learned counsel appearing on behalf of the respondent no.2 opposed the prayer and submits that earlier the bail was already rejected and in view of that this appeal may kindly be dismissed.

4. At this stage, the learned counsel appearing on behalf of the appellant seeks permission to withdraw the instant appeal with liberty to move before the learned court by way of filing appropriate petition on the strength of acquittal judgment of the co-accused as well as the judgment in the case of ***Satender Kumar Antil v. Central Bureau of Investigation, 2022 LiveLaw SC 577***.

5. Accordingly, this appeal is dismissed as withdrawn with the aforesaid liberty.

(Sanjay Kumar Dwivedi, J.)

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