

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64380 of 2025

Arising Out of PS. Case No.-266 Year-2013 Thana- BARAULI District- Gopalganj

Pankaj Kumar S/o- Avinash Kumar R/o Village- Ijarata PS - Pali Dist- Patna
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate

For the Opposite Party/s : Mr. Rajiv Nayan, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 25-09-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 420 and
406/34 of the Indian Penal Code in connection with Barauli P.S.
Case No. 266 of 2013.

3. Learned counsel for the petitioner at the outset
submits that notice under Section 41A Cr.P.C. has been given
the petitioner. It is further submitted that notice under Section
41A Cr.P.C. is given only when the police decide not to arrest
the petitioner and inform the learned Magistrate. It is next
submitted that it appears that the petitioner on wrong advice
moved before the learned District Court seeking anticipatory
bail when notice under Section 41A Cr.P.C. had already been
issued to the petitioner.



4. Learned counsel for the petitioner thus seeks permission to withdraw the anticipatory bail application with liberty to file afresh, if need arises.

5. Permission is accorded.

6. Accordingly, the instant anticipatory bail application is dismissed as withdrawn.

(Satyavrat Verma, J)

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