

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70032 of 2024

Arising out of PS. Case No.-55 Year-2024 Thana- KHAJAULI District- Madhubani

Dipendra Kumar Choudhary, Son of Lakshman Choudhary, R/o Village-
Gobraura, P.S.- Khajauli, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kumari Pallavi, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh No. 1, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

6 02-05-2025 Heard learned counsel for the petitioner, learned
counsel for the informant as well as learned Additional Public
Prosecutor for the State.

2. Learned counsel for the informant at the outset has pointed out that the case which was registered, i.e., Khajauli P.S. Case No. 55 of 2024, in which the bail application has been filed, apart from Sections 302, 201, 120(b) of the Indian Penal Code which have been stated in the petition, Sections 3(2)(v), 3(2)(va) of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 are also there in the charge-sheet submitted by the police.

3. In view of such submissions, the present bail application which has been filed under Sections 439 and 440 Cr.P.C. seems to be not maintainable.



4. Learned counsel for the petitioner is granted liberty to withdraw the same and file fresh appeal under the provisions of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989. Learned counsel for the petitioner is further granted liberty to avail the facility of certified copy of impugned order and Vakalatnama attached with the present petition. The Office is directed to assist the learned counsel for the petitioner in providing the certified copy of impugned order and Vakalatnama to enable him in filing appeal under the provisions of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989.

5. With the aforesaid observations, the present bail application stands disposed of as withdrawn treating it to be not maintainable.

(Sourendra Pandey, J)

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