

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. M.P. No. 1575 of 2020

1. Rakesh Kumar Singh		
2. S.P. Singh alias Sanjay Kumar	...	Petitioners
-versus-		
The State of Jharkhand & Another	...	Opposite Parties

CORAM : HON'BLE MR. JUSTICE ANANDA SEN
THROUGH VIDEO CONFERENCING

For the Petitioner :	Mr. Ajit Kumar, Advocate
	Mr. Nitin Kumar Pasari, Advocate
For the State:	Mr. Prabir Kumar Chatterjee, A.P.P.
For the O.P. No.2 :	None

3/ 26.08.2020 Mr. Ajit Kumar, learned counsel assisted by Mr. Nitin Kumar Pasari, appearing for the petitioners, at the very outset, submits that on a wrong notion, the second prayer has been made in the main criminal miscellaneous petition ie. The prayer for release of the vehicle of the petitioners, as the same cannot be granted exercising jurisdiction under Section 482 of the Code of Criminal Procedure. He seeks permission to withdraw the said prayer with a liberty to approach the Court below by filing an appropriate application.

Permission, as sought for, is granted. The prayer for release of the vehicle is permitted to be withdrawn with the liberty, as aforesaid.

Mr. Prabir Kumar Chatterjee, learned A.P.P. appearing for the State will address this Court on the issue as to how Section 379 of the Indian Penal Code is attracted in this case. He is at liberty to file a counter affidavit.

List this case after six weeks.

In the meantime, no coercive steps shall be taken as against the petitioners, abovenamed, in connection with Balidih Police Station Case No. 111 of 2020, pending in the Court of learned Sub Divisional Judicial Magistrate, Bokaro.

(Ananda Sen, J.)