

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31150 of 2015

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Ajay Sao S/o Bhagwan Sao Resident of village - Naya Tola Suryapura, P.S.
Suraj Garha, District - Lakhisarai

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Sumiran Singh

For the Opposite Party/s : Mr. Yogendra Kr. Singh(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 22-07-2015

The present application has been filed for
modification of order dated 16.02.2015 passed in Cr. Misc. No.
6165 of 2015.

The petitioner was granted anticipatory bail in
Case No. 92C2 of 2014 registered under various sections of the
Bihar State Mahua Flower Act and the provisions of Excise Act.

The recovery is of 900 kgs. of Mahua Flower
from a Tata Bikram vehicle.

Anticipatory bail was granted to the petitioner
on statement that the petitioner neither owns the seized Mahua
Flower nor the owner of the vehicle. The bail bond of the
petitioner was directed to be accepted by the learned court below
on verification of the owner book of the vehicle in question that it

is not registered in the name of the petitioner.

Now the present application has been filed for modification to the extent that it was wrongly submitted that petitioner was not owner of the vehicle rather the petitioner is the owner of the vehicle in question.

In view of the above facts, this Court is not inclined to entertain the present modification application.

Let the learned court below consider the prayer for regular bail of the petitioner, if he surrenders before the learned court below within a period of six weeks from today in connection with Case No. 92C2 of 2014 pending in the court of learned Chief Judicial Magistrate, Lakhisarai.

Accordingly, this modification application is disposed of.

(Dinesh Kumar Singh, J)

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