

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.28409 of 2015**

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Abinash Kumar @ Avinash Kumar @ Pappu Son of Shyam Bihari Sah  
Resident of Mohalla - Takiya Bazar, Ward No. 2, P.S. - Sasaram (Nodal),  
District - Rohtas (Sasaram).

.... .... Petitioner

Versus

1. The State of Bihar.

2. Pinki Devi @ Priyanka Devi W/o Avinash Kumar At present Resident of  
village Bharandua, P.S. - Chenari, District - Rohtas (Sasaram).

.... .... Opposite Parties

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**Appearance :**

For the Petitioner : Mr. Rajesh Kumar Mishra, Advocate

For the Opposite Party : Mr. T.N.Thakur, APP

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**CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI**

**ORAL ORDER**

2      22-07-2015

By making this application, the petitioner has  
sought for restoration of Cr. Misc. No. 9689 of 2015, which was  
dismissed for default on 19.05.2015.

Having considered the averments made in the  
application and having heard learned counsel for the parties, this  
Court is satisfied that the absence of the learned counsel for the  
petitioner from the Court on 19.05.2015 was for reasons beyond  
his control.

In view of the above and in the interest of justice,  
the order, dated 19.05.2015, aforementioned is hereby set aside  
and Cr. Misc. No. 9689 of 2015 is hereby restored to its original  
file.

In terms of the above directions and observations,

this application stands disposed of.

**(I. A. Ansari, J)**

Pawan/-

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