

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20365 of 2015

Arising Out of PS.Case No. -19 Year- 2013 Thana -PIRI BAZAR District- LAKHISARAI

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1. Jai Prakash Roy son of Late Chunchun Roy
 2. Rani Devi daughter of Jai Prakash Roy
 3. Usha Devi daughter of Jai Prakash Roy
 4. Pushpa Devi @ Pushpa Kumari daughter of Jai Prakash Roy
 5. Lalu Kumar @ Krishnanand Roy son of Jai Prakash Roy
 6. Sanju Devi wife of Jai Prakash Roy
 7. Pappu Mandal @ Praveen Singh son of Ramotar Singh
- All are Resident of Village Kharauni, P.S. Jagdishpur, District Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Nutan Devi wife of Ranjeet Roy, daughter of Nandlal Mandal, resident of village- Bariyarpur, P.S. - Piri Bazar, District Lakhisarai, at present resident of village Kharauni, P.S.- Jagdishpur, District -Bhagalpur.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Kumar, Advocate
For the Opposite Party/s : Mr. J. Upadhyay, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 05-05-2015 This application under section 482 of the Code of Criminal Procedure has been filed for quashing the order dated 25.03.2015 passed in Cr. Misc. No.16 of 2015, whereby the learned Sessions Judge, Lakhisarai has dismissed the application for modification in the order dated 22.09.2014 passed in A.B.P. No.37 of 2014.

Regard being had to the submission made by the learned counsel for the petitioners, the impugned order dated 25.03.2015

passed by the learned Sessions Judge, Lakhisarai in Cr. Misc. No. 16 of 2015 is set aside subject to the condition that the petitioners would surrender within three weeks from today before the learned Sub Divisional Judicial Magistrate, Lakhisarai in connection with Piri Bazar P.S. Case No.19 of 2013. In case the petitioners surrender within the stipulated period of three weeks, they shall be released in terms of the order dated 22.09.2014 passed by the learned Sessions Judge, Lakhisarai in A.B.P. No. 37 of 2014. In case they fail to appear within the stipulated period, the present order would be deemed to be recalled.

With these observations, the application is disposed of.

(Ashwani Kumar Singh, J)

Md.S./-

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