

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.55723 of 2015

Arising out of PS Case No.-11 year-2015 Thana-KASBA District-PURNIA

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Om Prakash Singh @ Prakash Singh, S/o Late Durga Prasad Singh, resident
of Mohalla Srinagar Hata, P.S.- K.Hat, District Purnea

.... Petitioner/s

Versus

1. The State of Bihar
2. District Manger, Bihar State Food Corporation.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Diwakar Prasad Singh, Advocate

For the Opposite Party/s : Smt. Veena Rani Pd.(APP)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 09-12-2015 Heard learned counsel for the petitioner and the learned

counsel appearing on behalf of the Bihar State Food Corporation

and the learned counsel for the State.

The present application for modification has been
occasioned seeking extension of further time for surrendering
before the court below as mentioned in the order dated 9.11.2015
passed in Cr. Misc. No.14234 of 2015.

Learned counsel for the petitioner submits that the
petitioner has undergone an operation at Delhi and, therefore, the
direction of this Court could not be complied with. He accordingly
seeks extension of a period of four weeks from today for the time
in which period, it is submitted that the petitioner shall surrender.

Considering the genuine grievance of the petitioner, the

time fixed for surrender in the order dated 9.11.2015 passed in Cr.Misc. No.14234 of 2015 is extended and shall run from today.

Further, as submitted by the learned counsel for the petitioner, the satisfaction of the Court mentioned in the said order dated 9.11.2015 is also modified and shall now be read as “*to the satisfaction of Sub-Divisional Judicial Magistrate, Purnea*” in place of “Chief Judicial Magistrate, Purnea,” in connection with Kasba P.S. Case No.11 of 2015, as the case has now been transferred thereat.

The modification application is disposed of accordingly.

(Anjana Mishra, J)

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