

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.41036 of 2012

Arising Out of PS.Case No. -2227 Year- 2009 Thana -null District- SIWAN

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Rabindra Kumar, Son of Sri Madan Prasad, Resident of Village-Bairiadurg, P.O. - Jagarnatha, P.S.- Uchkagaon District-Gopalganj at present C/O S.N. Singh, H.R.D.T. School Road, Mohalla Sivpuri, near Boring Road Pani Tanki, Patna, P.S.- Sashtri Nagar, District- Patna

.... Petitioners

Versus

1. The State of Bihar

2. Rina Kumar, Wife of Rabindra Kumar, Daughter of Late Shayamdeo Singh Resident of Village- Babuhata P.O.- Paltu Mata, P.S.- Jamo Bazar, District Siwan

.... Opposite Parties

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Appearance :

For the Petitioner/s : Mr. Ravi Bhushan Verma, Advocate

For the Opposite Party/s : Mr. Sanjay Kr. Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH

ORAL JUDGMENT

Date: 17-04-2015

This application under Section 482 of the Code of Criminal Procedure has been filed for quashing the order dated 24.11.2011 by the learned Sub-divisional Judicial Magistrate, Siwan in Complaint Case No. 2227 of 2009 by which the learned Sub-divisional Judicial Magistrate, Siwan has cancelled the bail bond of the petitioner and issued non-bailable warrant of arrest on the ground of non-appearance of the petitioner when the case was called out.

Admittedly, the petitioner was on bail and despite repeated calls made by the Court, the petitioner failed to appear before the court on 24.11.2011 as a result of which, the learned S.D.J.M., Siwan, cancelled his bail bond.

I find no error in the order passed by the court below. Accordingly, the application is dismissed.

(Ashwani Kumar Singh, J.)

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