

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52366 of 2015

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Arvind Kumar, Son of Ram Udar Yadav, Resident of Village - Barahi
Under Itawa Shio Nagar Gram Panchayat, Police Station - Biraul, District -
Darbhanga.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Bikau Manjhi
3. Srichan Manjhi
4. Laxmi Manjhi

All Nos. 2 to 4 are Sons of Bangali Manjhi, Resident of Village - Itawa,
Shivo Nagar, Tole - Barahi, Police Station - Biroul, District - Darbhanga.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Prasad, Advocate

For the Opposite Party/s : Mr. S.N.Prasad (APP)

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

And

**HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH**

ORAL ORDER

(Per: HONOURABLE THE ACTING CHIEF JUSTICE)

2 27-11-2015 By making this application, the petitioner has

sought for restoration of Cr. Appeal (DB) No.728 of 2015, which

was dismissed for default on 08.10.2015.

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 08.10.2015 was for reasons beyond
his control.

In view of the above and in the interest of justice,
the order, dated 08.10.2015, aforementioned is hereby set aside

and Cr. Appeal (DB) No.728 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, ACJ)

(Chakradhari Sharan Singh, J)

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