

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37560 of 2016

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1. Bharat Singh Son of late Ishwari Singh Resident of Village- Ghatmapur,
P.S. Sasaram (Mufassil), District Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar
2. Gauri Shankar Singh Son of late Ishwari Singh
3. Bahadur Singh Son of Motilal Singh
4. Dinanath Singh Son of late Ishwari Singh
5. Vyas Singh Son of late Jamindar Singh
6. Jai Gobind Singh Son of Dinanath Singh
7. Mithlesh Kumar Singh Son of Gauri Shankar Singh
8. Santosh Kumar Singh Son of Gauri Shankar Singh

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Bipin Kumar, APP

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

**HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH**

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

2 05-09-2016 By making this Criminal Miscellaneous Application,

the appellant-applicant has sought for restoration of Criminal

Appeal (DB) No. 512 of 2016, which was dismissed for default on

28.06.2016.

Heard Mr. Surendra Prasad Singh, learned Counsel

for the appellant-applicant, and Mr. Bipin Kumar, learned

Additional Public Prosecutor for the State.

Having considered the averments made in the

application and having heard the learned counsel for the parties,

we are satisfied that the absence of the appellant-applicant and/or his counsel from the Court on 28.06.2016 was for reasons beyond their control.

In view of the above and in the interest of justice, the order, dated 28.06.2016 aforementioned, is hereby set aside and Criminal Appeal (DB) No. 512 of 2016 aforementioned is hereby restored to its original file.

This Criminal Miscellaneous Application shall accordingly stand disposed of.

(I.A. Ansari,CJ)

(Chakradhari Sharan Singh, J)

K.C.jha/-

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