

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15517 of 2016

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Rup Chandra Jha

.... Petitioner/s

Versus

The State of Bihar & Ors

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mrityunjay Kumar

For the Opposite Party/s : Mr. D.P.Tiwary, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

4 04-05-2016

Heard Sri Arun Kumar Tiwary, learned counsel,

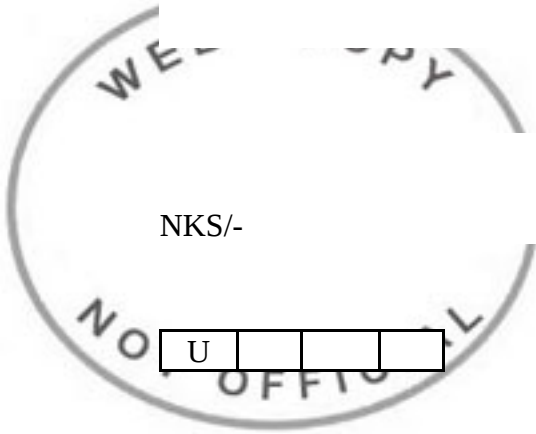
who was assisted by Sri Mrityunjay Kumar, learned counsel for
the petitioner and Sri Damodar Prasad Tiwary, learned Addl.
Public Prosecutor.

The present petition has been filed with a prayer to
restore Cr.Misc.No.10317 of 2016, which stood dismissed on
09.03.2016 due to non-prosecution.

Learned counsel for the petitioner tried to persuade
the Court that due to bona fide mistake, when the case was called
out, none appeared on behalf of the petitioner and , as such, the
petition stood dismissed, whereas fact remains that earlier petition
was filed for restoring Cr.Misc.No.35880 of 2011 against an order
of rejection of complaint petition under Section 203 of the Code of
Criminal Procedure. In the present petition, though ground has
been taken, the Court is not persuaded with the same for passing

any favourable order.

The restoration petition stands dismissed.



(Rakesh Kumar, J)