

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13932 of 2016

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1. Md. Ekaram @ Md. Ekramulhaq, S/o Amir Hussain
 2. Majbun Nesha W/o Md. Ekaram Both residents of Salempatti, P.O. and P.S.- Mirganj, District- Gopalganj.
 3. Munna Mian null null
 4. Kamil Mian Both are sons of Wakil Mian, resident of Village- Nautan Haraia, P.S.- Uchakagaon, District- Gopalganj.
 5. Nashima Khatoon, W/o Meraj Alam, resident of Village- Jagmalwa, P.S.- Thawe, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Kulsum Khatoon, wife of Md. Shakil, D/o Noor Alam, resident of Salempatti, P.S.- Mirganj, District- Gopalganj.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar

For the Opposite Party/s : Mr. Amitesh Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

2 07-04-2016

Heard learned counsel for the parties.

The present application has been filed for modification of the order dated 10.11.2015 passed in Cr. Misc. No. 42639 of 2015. The learned counsel for the petitioners confines his prayer to the extent of extending the period of surrender of the petitioners.

The matter has been placed in view of the administrative order of Hon'ble the Acting Chief Justice dated 6.4.2016 since the co-ordinate bench which had earlier granted anticipatory bail to the petitioners is not available due to medical exigencies.

It is submitted by learned counsel for the petitioners that petitioner no. 1 Md. Ekram alias Md. Ekramulhaq has already been arrested, hence this application on his behalf has become infructuous.

Petitioner nos. 2 to 5 being mother, maternal uncle and sister of the husband of the complainant were granted anticipatory bail in Complaint Case No. 361 of 2015 but the petitioners could not surrender.

On the grounds mentioned in the modification application, let the period of surrender of petitioner nos. 2 to 5 be extended further for a period of four weeks from the date of receipt/production of a copy of this order.

The order dated 10.11.2015 passed in Cr. Misc. No. 42639 of 2015 stands modified to the extent indicated above.

Accordingly, the modification application is disposed of in connection with Complaint Case No. 361 of 2015 pending in the court of the learned JM Ist Class, Gopalganj.

(Dinesh Kumar Singh, J)

Anil/-

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