

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49640 of 2016
(Arising out of Cr.Misc. No.32386 of 2016)

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1. Bagar Rai, S/o Late Haruni Rai
2. Dhuri Rai, son of -Do-
3. Darshan Rai, son of – Do-
4. Dhabar Rai, S/o Bagar Rai
5. Nawal Kishore Rai, S/o Darshan Rai
All residents of Vill.- Rampur Khajuriya, P.S- Dumariya Ghat,
Distt.- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sangeet Deokuliar, Advocate
For the Opposite Party/s : Mr. Chandrasen Prasad Singh, APP

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 22-02-2017 Heard learned counsel for the petitioners and the
learned counsel appearing on behalf of the State.

The present modification application has been filed
for deleting the name of Petitioner No.3, namely, Darshan Rai,
who was arrested during the pendency of the anticipatory bail
application.

Learned counsel for the petitioners submits that due to
non-communication of the said fact, the same was not brought
to the notice of this Court and, therefore, he seeks liberty to
withdraw the application with regard to Petitioner No.3 as it has
become infructuous on the date of the order itself.



The said liberty is granted so far as it relates to
Petitioner No.3, Darshan Rai.

Now, the order dated 25.10.2016 passed in Cr.Misc.
No.32386 of 2016 extending the privilege of anticipatory bail to
all the petitioners shall now be treated to have been extended in
favour of Petitioner Nos.1, 2, 4 and 5, who have already
surrendered.

The order dated 25.10.2016 passed in Cr.Misc.
No.32386 of 2016 stands modified to the above extent.

(Anjana Mishra, J)

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