

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49483 of 2016

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Md. Jashim @ Md. Jasim Alam & Anr

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Sri S.M. Rahman

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 11-01-2017 By way of present modification application, the
petitioners seek to modify the order, dated 24.10.2011 passed in
Criminal Miscellaneous No. 32498 of 2011.

Learned counsel for the petitioners submitted that at the
time of granting anticipatory bail, some conditions were imposed
upon the petitioners and among other conditions one of the
conditions was that “*the petitioners will remain present in course
of trial on each and every day and their absence even for a single
day would automatically entail the consequence of cancellation of
their bail*”. Learned counsel for the petitioner further submitted
that since the petitioners are poor persons and live in Mumbai to
earn their livelihood some relief may be granted to them by
modifying the order, dated 24.10.2011, aforementioned.

Considering the facts and circumstances of the case so far
the condition no. 2, as stated above, the same is modified to the



extent that; petitioners will remain present in course of Trial on each and every day except on showing some genuine reasons.

With the observations as above this application is, accordingly, disposed of.

(Vinod Kumar Sinha, J)

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