

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 2944 of 2017

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Raj Kishore Pandey, S/o - Late Chandeshwar Pandey, resident of Village -
Rampur Situahi, P.S. - Sahebganj, District - Muzaffarpur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Nafisuzzoha, Advocate

For the Opposite Party : Smt. Nirmala Kumari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 08-03-2017 Cr. Misc. No. 43701 of 2016 was dismissed for non-

prosecution.

On 16.01.2017 no one had appeared on behalf of the

petitioner.

Prayer is for setting aside the dismissal and for

restoration of the aforesaid Criminal Miscellaneous No. 43701 of 2016

on the ground that learned counsel for the petitioner was not expecting

that the matter would be taken up so early as it was running at Serial

No. 33 of the list.

In the facts and circumstances, the dismissal is set aside

and this application is allowed.

Let Cr. Misc. No. 43701 of 2016 be restored to its

original file and number.

(Birendra Kumar, J)

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