

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18202 of 2017

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1. Amar Nath Jha Son of Durga Nand Jha, R/o Beside Chaudhary Industry,
Industrial Area Pandaul, P.S.- Pandaul, District- Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Adv

For the Opposite Party/s : Smt. Suman Kumari Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-04-2017

The present application has been filed on behalf of

the petitioner for modification of the order dated 19.01.2017
passed in Criminal Miscellaneous No. 52520 of 2013, which was
dismissed as withdrawn with certain observation, which reads as
follows:-

*"However, as the petitioner is
ready to deposit the amount in installments,
petitioner may file a petition for depositing the
amount on installments before the Court below
and on filing of such application, the Court
below after considering the petitioner's prayer,
if possible, allow him to pay the said amount in
some reasonable installments and once full
amount is paid, if any petition is filed for
compounding of case, the Court below shall
consider the same on its own merit and after
verifying the claim of amount being deposited,*



shall pass an appropriate order."

However, it has been submitted on behalf of the petitioner that he was ready to deposit the amount but when he has approached the court for depositing the amount, he has come to know that the amount has already been deposited in the court, as such the order may be modified.

Heard also learned APP.

Having heard both sides and after considering the fact that the amount has already been deposited in the court, the court below will examine this aspect of the matter and thereafter pass an order in connection with earlier order passed by this Court dated 19.01.2017. This application is allowed and the order dated 19.01.2017 is modified to that extent only.

(Vinod Kumar Sinha, J)

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