

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17216 of 2018

=====

1. Sarfaraz, S/o Mahboob @ Mangan, Resident of Village- Kakorwa, P.S.-
Araria, District- Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Naushad Uzzoha

For the Opposite Party/s : Mrs. Smt Indu Kumari Srivastava

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA

ORAL ORDER

2 02-05-2018

Heard both sides.

The petitioner has filed this petition for modification
of the order dated 23.05.2017 passed in Cr. Misc. No. 12055 of
2017.

The petitioner was granted anticipatory bail vide
order dated 23.05.2017 passed in Cr. Misc. No. 12055 of 2017.

The learned counsel for the petitioner submits that
petitioner could not surrender in the court below within the
stipulated period of four weeks from the date of order as he met
with an accident and got fracture injury on his leg.

It appears that although in the modification petition
prescription of doctor showing fracture of knee joint is annexed,
which was issued on 26.06.2017, but the petitioner did not



surrender even thereafter nor filed petition for extension of period of surrender. This modification is filed only on 24.03.2018.

Considering the facts aforesaid, I am not inclined to extend the period of surrender of petitioner before the court below.

This modification petition is, accordingly, dismissed.

(Prabhat Kumar Jha, J)

BKS/-

U		T	
---	--	---	--

