

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75097 of 2018

In
Criminal Miscellaneous No.26919 of 2016

Arising Out of PS. Case No.- Year- Thana- District- Patna

=====

Ramjee Mahto S/o Sohari Mahto, resident of Village- Sandalpur, Police
Station- Bahadurpur, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Jyoti Bhushan S/o Late Mahadeo Lal Resident of Mohalla- Bahri Begampur,
P.S. Bypass, District Patna

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Nagendra Kumar
For the Opposite Party/s : Mr. Ram Naresh Ray

=====

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 19-12-2018 This application is filed for modification of order

dated 16.02.2018 passed in Cr. Misc. No. 26919/2016 whereby

the petitioner has prayed for extension of time for surrender in

the court below.

Counsel for the petitioner has submitted that

petitioner was granted provisional anticipatory bail vide order

dated 16.02.2018 passed in Cr. Misc. No. 26919/2016 with

condition to surrender in the court below within four weeks

along with valid receipt showing payment of first installment as

ordered by this court. It is further submitted that inadvertently

the petitioner could not understand the order and he has made

the entire payment in terms of the aforesaid order, but did not



surrender within four weeks. The petitioner has gone to surrender after making all the payments, but the court did not accept his surrender. Petitioner has made statement in para 7 that full and final payment was made to the complainant on 05.10.2018.

Four weeks further time is allowed to the petitioner to surrender in the court below from the date of receipt of this order along with valid receipt showing full payment to informant in terms of order dated 16.02.2018 passed in Cr. Misc. No. 26919/2016.

The court below on being satisfied will enlarge the petitioner on anticipatory bail in terms of order dated 16.02.2018 passed in Cr. Misc. No. 26919/2016

This modification petition is allowed.

(Sanjay Priya, J)

vinita/-

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

