

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32397 of 2018

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Nunu Jha, Son of Late Thakko Jha, Resident of Village- Mahthwar, Police
Station- Ghanshyampur, District- Darbhanga.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Prafull Chandra Jha, Advocate

For the Opposite Party: Mr. Jitendra Kr. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 25-07-2018 The present petition has been filed for modification of

the order dated 28.02.2018 passed in Cr. Misc. No. 11867 of 2018.

2. A supplementary affidavit has been filed in which a

stand has been taken that the petitioner after being released from
custody on 09.03.2018 became seriously ill and was under
treatment till first week of April, 2018. It is therefore submitted
that the work in question could not be completed within the
stipulated period of four months in terms of the order dated
28.02.2018 passed in Cr. Misc. no. 11867 of 2018.

3. This Court takes note that despite the petitioner
having become fit to join the duty with effect from 07.04.2018, he
appears to have taken no steps for start of work in question even
thereafter nor filed any application for extension of time before
expiry of the stipulated period of four months.



4. Learned counsel for the petitioner states that the petitioner has not surrendered in the court despite expiry of stipulated period of four months for which the provisional bail was granted to him.

5. In the above circumstances, the modification petition stands dismissed with a direction to the petitioner to surrender in the court below immediately in connection with Ghanshyampur P.S. Case No. 68 of 2017 (G.R. No. 355 of 2017).

(Vikash Jain, J)

B.T/Chandran

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