

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17614 of 2018

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1. Nasimuddin Khan Son of Nooruddin Haidar Khan Resident of Village-
Malhari, Police Station- Imamganj, District-Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kumar Mishra

For the Opposite Party/s : Mr. Sadanand Paswan

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 18-04-2018 Cr. Appeal (SJ) No. 3246 of 2017 was dismissed on
07.03.2018 for non-removal of the defects in pursuance of order dated
29.01.2018. Moreover, no one had appeared on behalf of the appellant on that
day.

Prayer is for restoration of the aforesaid appeal on the ground
that most of the defects have been removed and defect no. 5 is ignorable
because the case number corrected in pen is consistent with the case number
referred in the order dated 27.10.2016, Cr. Appeal (SJ) No. 722 of 2016.

Finding substance in the submission aforesaid, the dismissal is
set aside and the appeal is ordered to be restored to its original file and
number.

This appeal is tied-up matter of Hon'ble Mr. Justice Ashwani
Kumar Singh vide order at Annexure-1.

Hence, this application stands allowed.

(Birendra Kumar, J)

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