

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.24429 of 2018**

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Bidhant Giri @ Vidhant Giri, Son of Yamuna Giri, Resident of Village-  
Singasani, Police Station- Baikunthpur, District- Gopalganj.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

=====

**Appearance :**

For the Petitioner/s : Mr. Rajesh Roy

For the Opposite Party/s : Mr. Mukeshwar Dayal

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA**  
**ORAL ORDER**

2      29-08-2018                      Heard both sides.

The petitioner filed this Criminal Miscellaneous for modification of the order dated 28.06.2016 passed in Cr. Misc. No.13703 of 2016 and for extension of time to surrender in court.

Learned counsel for the petitioner submits that 29 persons including the petitioner was granted anticipatory bail vide order dated 28.06.2016 passed in Cr. Misc. No.13703 of 2016 but the petitioner could not surrender in court within four weeks from the date of the order. The petitioner was under treatment outside the State and he had no knowledge that he was granted anticipatory bail.

It appears that although the petitioner was granted anticipatory bail he knowingly did not surrender in the court for more than two years nor filed any petition for extension of time



for the reasons best known to him. The petitioner avoids the order of the court for more than two years and only thereafter filed petition for modification.

Thus, I do not find any merit in the petitioner to modify the order dated 28.06.2016 passed in Cr. Misc. No.13703 of 2016 and accordingly the same is dismissed.

**(Prabhat Kumar Jha, J)**

Amit/rajan

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