

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7228 of 2019

In
Criminal Miscellaneous No.60362 of 2018

Arising Out of PS. Case No.- Year-0 Thana- District- Saran

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SAH MOHAMMAD SAI @ MD. SAHU Son of Late Md. Islam Sai,
Resident of Village - Matiyar,

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bishwa Bijay Kumar

For the Opposite Party/s : Mr.Chandra Sen Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 07-02-2019 By way of the present restoration application,

petitioner seeks to restore the Cr. Miscellaneous No. 60362 of

2018, which stood dismissed for non prosecution.

Submission of learned counsel for the petitioner that

due to communication gap, he could not attend the court when

the case was called out there is no willful or deliberate laches on

the part of the petitioner.

Having considered the averments made in restoration

application as well as the submission of learned counsel for the

petitioner, Cr. Miscellaneous No. 60362 of 2018 is restored to

its original file subject to the cost of Rs. 5,00/- to be deposited

by the petitioner in Patna High Court Legal Services

Committee, Patna.



With the aforesaid direction, this application is
allowed

(Vinod Kumar Sinha, J)

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