

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26867 of 2019**

**In**  
**CRIMINAL MISCELLANEOUS No.1540 of 2019**

Arising Out of PS. Case No.-5008 Year-2017 Thana- PATNA COMPLAINT CASE District-  
Patna

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Satish Singh Son of Late Prakash Singh Resident of Prakash Nagar, Naya  
Tola, Phulwarisharif, P.S.- Phulwarisharif, District- Patna.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Anand Dwelling Pvt. Ltd. Having its registered office at 2nd Floor, Grand  
Apartment, Dak Banglow Road, Patna through its Managing Director Mr.  
Manish Anand aged about 39 years son of late Hemant Kumar Jha, R/o  
Anand villa, opposit Udaigiri Apartment, Budha Marg, P.S.- Kotwali, Patna  
Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      01-05-2019                      This modification application has been filed for  
  
modification of order dated 28.02.2019. It appears vide order  
  
dated 28.02.2019 passed in Cr. Misc. No. 1540 of 2019 following  
  
order has been passed:-

“In such view of the matter, let petitioner surrender  
within a period of six weeks from the date of receipt  
of a copy of this order with first installment of Rs. 29  
lacs by bank draft in the name of O.P. No. 2.  
Thereafter, the court below shall release the  
petitioner on provisional bail upon furnishing bail  
bonds of Rs.10,000/- (ten thousand) with two sureties  
of the like amount each to the satisfaction of learned  
Additional Chief Judicial Magistrate-IV, Patna in



connection with Complaint Case No. 5008C of 2017; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973, for a period of five months during which period he shall have to pay rest amount on two equal installments. Once, rest amount is paid within the period of five months, his provisional bail shall be confirmed, otherwise provisional bail bond shall be liable to be cancelled.”

As petitioner suffers from heart disease, therefore, he could not deposit the first installment of Rs.29 lacs, but he is ready to pay the same, if some time is granted to him.

Heard learned A.P.P. as well as learned counsel for the opposite party no.2.

Having heard both sides, in view of the facts and circumstances of the case as stated above, petitioner is directed to deposit first installment of Rs. 29 lacs within a period of 15 days from the receipt of this order and rest of the amount, he will pay within a period of five months on two equal installments. It is also made clear that no further modification will be made in the order.

Accordingly, this modification application is disposed of.

**(Vinod Kumar Sinha, J)**

Amjad/SKSuman.

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