

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37903 of 2019

In
CRIMINAL MISCELLANEOUS No.19805 of 2017

Arising Out of PS. Case No.-53 Year-2013 Thana- BISFI (PATAUNA) District- Madhubani

Santosh Kumar Sharma @ Santosh Thakur, Son of Bindeshwar Thakur,
Resident of Village-Parsauna, P.S.-Bisfi (Patauna), District-Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratanakar Jha

For the Opposite Party/s : Mr.Binay Krishna

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 24-07-2019 The present application has been filed

for modification of order dated 26.04.2017 passed in Cr. Misc.
No. 19805 of 2017 to the extent of extending the period of
surrender.

It appears that petitioner being an accused in a case registered for the offences punishable under Sections 341, 354, 504, 406, 379/34 of the Indian Penal Code and Section 3(1) (x) of SC/ST (Prevention of Atrocities) Act preferred Cr. Misc. No. 7695 of 2015 with a prayer for anticipatory bail. Consequently, the petitioner and others were granted anticipatory bail vide order dated 26.02.2015 but since the petitioner was working outside the State, he could not surrender and execute bail bond. Hence, Cr. Misc. No. 30579 of 2015 was preferred for



modification of the initial order dated 26.02.2015 passed in Cr. Misc. No. 30579 of 2015. The said modification application was disposed of vide order dated 22.07.2015 and period of surrender was extended by four weeks from the date of receipt/production of a copy of the order but again, the petitioner could not surrender and execute bail bond. Thereafter, the petitioner preferred Cr. Misc. No. 19805 of 2017 for modification of initial order dated 26.02.2015 passed in Cr. Misc. No. 7695 of 2015. The said modification application was disposed of vide order dated 26.04.2017 with liberty to the learned Court below to consider the prayer for regular bail of the petitioner since the petitioner was granted anticipatory bail on merit if the petitioner surrenders within a period of six weeks. Now the present modification has been filed to the extent of extent of extending the period of surrender.

In the circumstances, the period of surrender is extended by three weeks from the date of receipt/production of a copy of this order in connection with Bisfi (Patauna) P.S. Case No. 53 of 2013, pending in the Court of learned Judicial Magistrate, Ist Class, Madhubani.

It is also made clear that no further modification



application will be entertained.

Accordingly, the present modification application is
disposed of.

(Dinesh Kumar Singh, J)

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