

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.40759 of 2019

In

CRIMINAL MISCELLANEOUS No.10127 of 2019

Arising Out of PS. Case No.-4 Year-2016 Thana- VAISALI COMPLAINT CASE District-
Vaishali

Mithu Kumar @ Vivek Kumar, aged about 21 years, Male, Son of Raj Kumar
Tiwary, Resident of Village-Malpur, Police Station-Patepur, District-Vaishali.

... .. Petitioner

Versus

1. The State of Bihar
2. Ramakant Tiwari. Aged about years, Male, Son of Late Dashrath Tiwari
Resident of Village-Malpur, Police Station-Patepur, District-Vaishali.

... .. Opposite Parties

Appearance :

For the Petitioner : Mr. Manish Chandra Gandhi, Advocate
For the State : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL JUDGMENT

Date : 10-07-2019

Heard learned counsel for the petitioner as well as learned
APP for the State.

2. This application has been filed for restoration of Cr.
Misc. No. 10127 of 2019 which stood dismissed for non-compliance
of the peremptory order dated 02.05.2019.

3. It is submitted that in view of the peremptory order
dated 02.05.2019, requisite etc. for issuance of fresh notice was not
filed within time and the same was filed belatedly.

4. For the reasons stated in the restoration petition, the
prayer for restoration is allowed and Cr. Misc. No. 10127 of 2019 is



restored to its original file.

- 5. Cr. Misc. No. 40759 of 2019 stands disposed of.
- 6. Office to proceed accordingly.

(Vikash Jain, J)

BT/-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	14.07.2019
Transmission Date	14.07.2019

