

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46750 of 2019**

**In
CRIMINAL MISCELLANEOUS No.20641 of 2019**

Arising Out of PS. Case No.-369 Year-2018 Thana- SAHPUR District- Patna

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SHYAM SUNDAR @ SHYAM SUNDAR RAI S/o- Late Jitan Rai Resident
of Village- Shivala, P.S.- Shahpur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar @ Manu

For the Opposite Party/s : Mr.Bhanu Pratap Singh

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

2 31-07-2019 This modification application has been filed for

modification of order dated 08.05.2019 passed in Cr. Misc. No.

20641 of 2019, by which, the petitioner has been granted the

privilege of anticipatory bail.

Submission of learned counsel for the petitioner is
that he was suffering from paralysis and due to which, the
petitioner could not surrender in time. Learned counsel for the
petitioner has also shown some medical prescriptions.

Heard learned APP also.

Having heard both sides, considering the fact that the
order has been passed on 08.05.2019 and at the time of grant of
anticipatory bail no such prayer was made that petitioner was
suffering from paralysis. Hence, I am not inclined to interfere



with the order dated 08.05.2019 passed in Cr. Misc. No. 20641 of 2019, however, if the petitioner surrenders in the court below and make prayer for regular bail, the court below after considering the fact that petitioner was earlier granted the privilege of anticipatory bail, shall dispose of the prayer of the petitioner for grant of regular bail, if possible on same day, without prejudice by this order.

Accordingly, this modification application disposed of.

(Vinod Kumar Sinha, J)

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