

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53847 of 2019**

**In
CRIMINAL MISCELLANEOUS No.3499 of 2019**

Arising Out of PS. Case No.-1507 Year-2017 Thana- EAST CHAMPARAN COMPLAINT
District- East Champaran

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AJIMULLAH KHA @ AJIMULLAH KHAN Son of Late Salamgir Khan
Resident of Village- Ishlampur Tola (Near Bairiyar), P.S. Dhaka, District-
East Champaran.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. Safina Khatoon Wife of Ajimullah Khan, Daughter of Late Jahir Khan
Village- Agarwa (Near Dr. Chandralata Jha), P.S.- Town Motihari, District-
East Champaran, Naihar ka Address- Resident of Village- Madhopur,
Mahuawa Tola, Purabwari, P.S. Chiraiya, District- East Champaran.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Radha Mohan Singh
For the Opposite Party/s : Mr.Anita Kumari

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

2 28-08-2019 This modification application has been filed for

modification of order dated 09.05.2019 passed in Cr. Misc. No.

3499 of 2019, by which, the petitioner has been granted the

privilege of anticipatory bail.

Submission of learned counsel for the petitioner is
that due to unforeseen circumstanced, the petitioner could not
surrender in the court below as per the direction of this Court
and thus prayed for modification of order dated 09.05.2019
passed in Cr. Misc. No. 3499 of 2019 and for extension of time.

Heard learned APP also.



Having heard both sides, considering the fact circumstances of the case, I am not inclined to modify the order dated 09.05.2019 passed in Cr. Misc. No. 3499 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 being prejudiced by this order.

Accordingly, this modification application is dismissed.

(Vinod Kumar Sinha, J)

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