

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64200 of 2019

In
CRIMINAL MISCELLANEOUS No.4190 of 2019

Arising Out of PS. Case No.-48 Year-2018 Thana- CHAUTHAM District- Khagaria

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AMAR KUMAR S/O Indradeo Rajak Resident of village- Telauchh, P.S.-
Parbatta, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Saket Tiwary

For the Opposite Party/s : Mr.Upendra Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 16-10-2019 This modification application has been filed for

modification of order dated 26.3.2019 passed in Cr. Misc. No.

4190 of 2019, by which, the petitioner has been granted the

privilege of conditional bail and was directed to surrender in

the court below within six weeks from the date of receipt of the

order.

Submission of learned counsel for the petitioner is

that as the petitioner fell ill, he could not surrender in the court

below within the time as prescribed by this court and thus

prayed for modification of order dated 26.03.2019 passed in Cr.

Misc. No. 4190 of 2019 and for extension of time for surrender

in the court below.

Heard learned APP also.



Having heard both sides, I am not satisfied with the ground taken by the petitioner for modification of . Hence, I am not inclined to interfere with the order dated 26.03.2019 passed in Cr. Misc. No. 4190 of 2019, however, if the petitioner surrenders in the court below and make prayer for regular bail, the court below will consider the same on the basis of materials available on record as well as after considering the fact that petitioner was earlier granted the privilege of conditional 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 disposed of.

(Vinod Kumar Sinha, J)

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