

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 67635 of 2019

Arising out of
CRIMINAL REVISION No. 1339 of 2018

Arising Out of PS Case No.-256 Year-2004 Thana- NATHNAGAR District- Bhagalpur

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Gopi Mandal, Gender Male, aged about 45 years, Son of Bindeshwari Mandal, Resident of Village/Mohalla - Kanjhiya, P.S.- Nathnagar, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. S. K. Singh, Advocate
For the Opposite Party/s :	Mr. Kumar Ranjit Ranjan and Ms. Madhubala Tiwary, Advocates
For the State :	Mr. Jharkhandi Upadhyay, APP

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN
AMANULLAH

ORAL ORDER

2 05-02-2020 Heard learned counsel for the petitioner and learned
APP for the State.

2. The present application has been filed seeking restoration of Cr. Revision No. 1339 of 2018 which stood dismissed due to non-compliance of peremptory order dated 05.08.2019.

3. Learned counsel for the petitioner submitted that the petitioner had surrendered before the Court below on 08.08.2019 and surrender certificate has been filed in the registry on 13.08.2019 i.e., after delay of one day and further that the certified copy of the order dated 30.05.2016 was also



filed on 30.08.2019. It was submitted that there was no deliberate laches on the part of the petitioner.

4. Learned APP submitted that the petitioner had surrendered only after the order of the Court dated 05.08.2019.

5. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the Court finds that sufficient cause has been shown for non-compliance of the order dated 05.08.2019 passed in Cr. Revision No. 1339 of 2018 within time granted by the Court.

6. In view thereof, the application is allowed.

7. Cr. Revision No. 1339 of 2018 stands restored to its original file and number.

(Ahsanuddin Amanullah, J.)

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