

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86790 of 2019

In
CRIMINAL MISCELLANEOUS No.51806 of 2019

Arising Out of PS. Case No.-226 Year-2017 Thana- RAJNAGAR District- Madhubani

MD. BADIUJJAMA @ BADIUJJAMA Son of Late Basir @ Abbas Resident
of Village- Ratikar, Basuani, P.S.- Rajnagar, Distt- Madhubani

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Sahnaz Praveen W/o Md. Badiujjama @ Badiujama Resident of Ratikar,
Basuani, Rajnagar, Distt- Madhubani.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gopal Jha
For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 22-01-2020 This modification application has been filed for modification of order dated 20.08.2019 passed in Cr. Misc. No. 51806 of 2019. It appears that on the submission of learned counsel for the petitioner that opposite party no. 2 is residing with the petitioner, the anticipatory bail of the petitioner was disposed of with direction to the petitioner to surrender in the court below along with opposite party no. 2 on 28.08.2019.

Submission of learned counsel for the petitioner is that in spite of best efforts, opposite party no. 2 was not willing to come with the petitioner and due to which, the petitioner could not surrender on the date fixed by this Court.

Heard learned APP also.



Having heard both sides, considering the fact that the order has been passed on 20.08.2019 and the present application for modification of order dated 20.08.2019 has been filed after four months in the month of December 2019 and the order was passed in presence of counsel of both the parties, as such, I am not inclined to modify order dated 20.08.2019 passed in Cr. Misc. No. 51806 of 2019 rather petitioner has to surrender in the court below and pray for regular bail.

Accordingly, this modification application is dismissed.

(Vinod Kumar Sinha, J)

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