

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3085 of 2019

Arising out of
CRIMINAL MISCELLANEOUS No.28779 of 2014

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Vidyabrat Kavi Kumar Singh, aged about 49 years, Gender-Male, son of late Surendra Prasad Singh, resident of Bypass Road, Mahisauri, P.S. & District-Jamui

... .. Petitioner/s

Versus

1. The State of Bihar
2. Chandra Shekhar Raman @ Mintu, son of Moti Prasad Singh, resident of village- Kasmara, Badhara, P.S.- Badhara Kathi, District- Purnea

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Madan Prasad Singh No.2, Advocate
For the State	:	Ms. Asha Devi, APP

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 30-01-2021

Heard Mr. Madan Prasad Singh No.2, learned counsel for the petitioner and Ms. Asha Devi, learned Additional Public Prosecutor (hereinafter referred to as the 'APP) for the State.

2. The present application has been filed seeking recall of order dated 02.01.2019 by which Cr. Misc. No.28779 of 2014 was dismissed due to non-appearance of learned counsel for the petitioner.

3. Learned counsel for the petitioner submitted that due to some personal reason he could not come to the Court on that day and had requested one of his colleagues to pray for accommodation, but inadvertently, the same could not be done



and the matter stood dismissed due to non-appearance.

4. 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-appearance of learned counsel for the petitioner on 02.01.2019 in Cr. Misc. No.28779 of 2014, leading to its dismissal.

5. Accordingly, the order dated 02.01.2019 in Cr. Misc. No.28779 of 2014 is recalled. The said case stands restored to its original file and number.

6. The application stands allowed.

(Ahsanuddin Amanullah, J)

J. Alam/-

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