

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6424 of 2021

In

CRIMINAL MISCELLANEOUS No.20647 of 2020

Arising Out of PS. Case No.-659 Year-2019 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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DAYA SHANKAR SINGH S/o Late Ram Sevak Singh R/o village- Hanuman
Garhi, Ward No. 45, P.S.- Mufassil, District- Begusarai

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pravin Kumar

For the Opposite Party/s : Mr.A.G

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 03-02-2021 Learned counsel for the petitioner is directed to

remove the defect(s), as pointed out by the office, within a

period of four weeks.

Heard learned counsel for the petitioner and learned
APP for the State.

The present application has been filed for
modification of the order dated 19-08-2020 passed in Cr. Misc.
No. 20647 of 2020 by which the petitioner was granted
anticipatory bail in connection with G.R. No. 1168 of 2019
arising out of Muffassil P.S. Case No. 659 of 2029 pending in
the court of learned Special Judge, Excise, Patna and the
petitioner was directed to surrender.

It is submitted on behalf of the petitioner that in the
prayer portion of main application of Cr. Misc. No. 20647 of
2020, *“learned Special Judge, Excise, Patna”* has wrongly
been mentioned in place of *“learned Special Judge, Excise,*



Begusarai” and due to that reason, same mistake occurred in the order dated 19-08-2020 passed in Cr. Misc. No. 20647 of 2020 as a result of which, the petitioner could not surrender. It is further prayed on behalf of the counsel for the petitioner that last paragraph of second page of the order dated 19-08-2020 passed in Cr. Misc. No. 20647 of 2020, be corrected and further time may be extended so that the petitioner could surrender.

Considering the submissions made on behalf of the learned counsel for the petitioner, the order dated 19-08-2020 passed in Cr. Misc. No. 20647 of 2020 is modified to the extent that ***“learned Special Judge, Excise, Patna”*** mentioned in the last paragraph of second page of the order be read as ***“learned Special Judge, Excise, Begusarai”*** and the period of surrender of the petitioner in the court below is extended for a further period of six weeks from the date of receipt/production of a copy of this order. The rest of the conditions shall remain the same as mentioned in the order dated 19-08-2020 passed in Cr. Misc. No. 20647 of 2020.

The modification application is, accordingly, disposed of.

A.K.V.//-

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(Sudhir Singh, J)

