

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8569 of 2020

Arising out of
CRIMINAL MISCELLANEOUS No.42772 of 2019

Arising Out of PS. Case No.-61 Year-2019 Thana- RAJAON District- Banka

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1. Vikash Das, aged about 24 years (Male), Son of Bhola Harizan
 2. Balmiki Das, aged about 19 years (Male), Son of Bhola Harizan
 3. Basuki Das, aged about 35 years (Male), Son of Naresh Harizan
 4. Deghar Das, aged about 21 years (Male), Son of Naresh Harizan
 5. Naresh Harizan, aged about 65 years (Male), Son of Bhudeo Harizan
 6. Bhola Harizan, aged about 50 years (Male), Son of Bhudeo Harizan
- All are Resident of Village - Kotwali, P.S.- Rajoun, District - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Brij Nandan Prasad, Advocate

For the State : Ms. Renuka Ratnakar, APP

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 17-02-2021

Heard Mr. Brij Nandan Prasad, learned counsel for the petitioners and Ms. Renuka Ratnakar, learned Additional Public Prosecutor (hereinafter referred to as the 'APP) for the State.

2. The present application has been filed seeking modification of order dated 16.11.2019 passed in Cr. Misc. No. 42772 of 2019 by which the petitioners were admitted to anticipatory bail but directed to surrender before the Court below within four weeks from the date of the order, which was not complied with.



3. Learned counsel for the petitioners submitted that the Clerk of the Advocate in the Court below had died due to which they could not surrender within the time period fixed by the Court. It was submitted that soon thereafter the present case was filed.

4. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the application is allowed. The time granted to surrender before the Court below *vide* order dated 16.11.2019 in Cr. Misc. No. 42772 of 2019, stands extended by three weeks from today.

(Ahsanuddin Amanullah, J)

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