

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19367 of 2020

In
GOVT. APPEAL (SJ) No.4 of 2019

Arising Out of PS. Case No.-109 Year-2007 Thana- VIGILANCE District- Patna

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THE STATE OF BIHAR THROUGH VIGILANCE INVESTIGATION
BUREAU, BIHAR, PATNA. Bihar, Patna.

... .. Petitioner/s

Versus

SRI MAHENDRA PRASAD JAISWAL, Son of Late Muni Lal Jaiswal
Navratan Hattha, P.S.- Kehat, District- Purnea (Bihar).

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Singh, Advocate
For the Opposite Party/s : Mr. A. K. Pandit

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 15-09-2021 Heard Mr. Anil Singh, learned counsel for the

petitioner and Mr. A. K. Pandit, learned counsel for the Opposite

Party.

The present petition has been filed for restoration of
Government Appeal No.4 of 2019 which stood dismissed for
non-compliance of the peremptory order dated 30.08.2019
passed by this Court.

Learned counsel for the petitioner submits that two
defects were pointed out by the office, the defect No.1 was
removed within time but defect No.2 was with regard to giving
the number of days of delay in the limitation petition which
could not be mentioned within time by the appellant and as such



Govt. Appeal stood dismissed for default for non-compliance of the peremptory order, however, learned counsel undertakes to furnish the number of days of delay in the limitation petition after this pandemic period is over and physical file is made available to the learned counsel for the petitioner.

In view of the undertaking given by learned counsel, let this Appeal be restored to its original file.

(Anil Kumar Sinha, J)

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