

**IN THE HIGH COURT OF JUDICATURE AT PATNA
(FROM RESIDENTIAL OFFICE VIA VIDEO APPLICATION)
CRIMINAL MISCELLANEOUS No.40695 of 2021**

**In
CRIMINAL MISCELLANEOUS No.25504 of 2020**

Arising Out of PS. Case No.-147 Year-2019 Thana- SHEOHAR District- Sheohar

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ALOK KUMAR S/O SRI ASHOK JAISWAL @ ASHOK RAUT R/O
VILLAGE-SHYAMPUR, P.S-SHYAMPUR, DISTRICT-SHEOHAR.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Krishna Murari, Advocate
For the Opposite Party/s : Mr. Umanath Mishra, APP

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**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER**

2 28-07-2021 Learned counsel for the petitioner undertakes to

remove all the defects as pointed out by office within four

weeks after start of normal functioning of the Court.

Heard learned counsel for the petitioner and learned

A.P.P. for the State.

This application has been filed seeking modification

of the order dated 09.11.2020 passed in Cr. Misc. No. 25504 of

2020.

This Court had while granting bail to the petitioner

vide order dated 09.11.2020 taken on record the statement of

learned counsel for the petitioner who had made offer before

this Court to deposit Rs. 10 lakhs in the learned court below



subject to result of the case and without prejudice to his contentions. Believing the offer made by the learned counsel for the petitioner, this Court had directed release of the petitioner on such conditions.

It appears that now the petitioner wants to change his stand and is looking for payment of Rs. 10 lakhs in some installments. In the opinion of this Court any change of condition based on which this Court had exercised it's discretion to grant bail to the petitioner would amount to reviewing it's own order which is impermissible.

The application lacks bonafide and is thus dismissed.

(Rajeev Ranjan Prasad, J)

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Note: The ordersheet duly signed has been attached with the record. However, in view of the present arrangements, during Pandemic period all concerned shall act on the basis of the copy of the order uploaded on the High Court website under the heading 'Judicial Orders Passed During The Pandemic Period'.

