

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40475 of 2021

In
CRIMINAL MISCELLANEOUS No.27445 of 2020

Arising Out of PS. Case No.-638 Year-2019 Thana- KADAMKUAN District- Patna

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1. MD. SHAHID ALI S/o Late Hasmat Ali Resident of 6 Moria Ghat, P.S. - Civil Lines, District - Gaya, Bihar -823001.
 2. MUKESH KUMAR SINGH S/o Ravindra Bahadur Singh Resident of M.P. Singh Road, Bahriya Kothi, Kadamkuan, P.S. - Kadamkuan, District - Patna, Bihar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mohit Raj, Adv
For the Opposite Party/s : Ms. Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

5 01-12-2021 On account of non-appearance on behalf of the petitioner for consecutive two days the application was dismissed for want of prosecution on 09.02.2021.

Restoration application has been filed along with *Vakalatnama* bearing 'No Objection' from one of the counsels who had earlier filed Cr. Misc. No. 27445 of 2020. It has been stated in the restoration application that in view of demise of the lead counsel who had filed Cr. Misc. No. 27445/2020, non appearance was occasioned on two instances. Such unfortunate circumstance has been raised for restoration of the case.

This Court is satisfied that the reasons make out



sufficient cause for restoration of the matter.

Cr. Misc. No. 27445/2020 be restored to its original
file.

The instant restoration application is allowed.

(Madhuresh Prasad, J)

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