

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31151 of 2020

In
CRIMINAL MISCELLANEOUS No.56867 of 2019

Arising Out of PS. Case No.-28 Year-2019 Thana- MAHILA P.S. District- Patna

Abhishek Kumar Son of Umesh Singh Resident of Village- Chhitnawan,
Police Station- Maner, District- Patna.

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR Bihar
2. Madhumita Kumari @ Sushmita Sinha Daughter of Kumari Sanju Sinha and
Late Shashi Kant Singh Resident of Mohalla- Deva Ram Ke Chak (Marchi),
Post Office- Begampur, Police Station- Chowk, District- Patna, At present
Primary Cum Middle School Gadanpura, Post Office- Bajitpur, Mudhari,
Policed Station- Chandi, District- Patna.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar
For the Opposite Party/s : Mr.A.G

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

2 30-01-2021 This petition has been filed for modification in order
dated 05.03.2020 passed in Cr. Misc. No. 56867 of 2019.

Learned counsel appearing for the petitioner submits
that petitioner was granted anticipatory bail by this Court vide
order dated 05.03.2020 passed in Cr. Misc. No. 56867 of 2019
with direction to the petitioner to surrender before the court
below within eight weeks from the date of receipt of the
aforesaid order to the concerned court but unfortunately as well
as due to unavoidable circumstance, petitioner could not
surrender before the court below within time as framed by this



Court because petitioner being an Army Personnel was posted at Leh and due to prevalent situation of Covid-19 and lock down, he could not attend the court and, furthermore, he was not granted leave by his department. He further submits that now petitioner wants to surrender before the court below in the light of order dated 05.03.2020 passed in Cr. Misc. No 56867 of 2019.

Considering the aforesaid facts and circumstances as well as submissions of learned counsel of the petitioner the period of surrender before the court below is extended for further eight weeks from today and accordingly, the order dated 05.03.2020 passed in Cr. Misc. No. 56867 of 2019 is modified to the above stated extent.

In the aforesaid manner, this petition stands disposed of.

(Hemant Kumar Srivastava, J)

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