

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4105 of 2022

In
CRIMINAL MISCELLANEOUS No.10753 of 2020

Arising Out of PS. Case No.-574 Year-2019 Thana- BETTIAH CITY District- West
Champaran

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NIKHIL KUMAR AND OTHERS PRAKASH RAUT RESIDENT OF
VILLAGE JAGIWAN NAGAR

... .. Petitioner/s

Versus

THE STATE OF BIHAR PATNA BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anant Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Nawal Kishore Prasad, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 02-02-2022 Heard Mr. Anant Kumar Mishra, learned counsel for

the petitioner and Mr. Nawal Kishore Prasad, learned Additional

Public Prosecutor appearing for the State through video

conferencing.

This application has been filed for modification of the
order dated 1.7.2020 passed in Cr. Misc. 10753 of 2020.

Counsel for the petitioner submits that petitioner was
granted anticipatory bail by this Court by aforesaid order in
which he was directed to surrender in the Court below within a
period of six weeks from the date of order, but he could not
surrender in the court below within stipulated time due to
Covid-19 pandemic and lockdown which prevailed at that time



and he is labour and resides in other State to earn his livelihood.
The prayer has been made to extend time by further two weeks
to surrender the petitioner in the Court below.

Considering the aforesaid, this modification
application is allowed with direction to the petitioner to
surrender in the court below within two weeks' from today. In
the event petitioner surrenders in the court below within
aforesaid period, he will be released on same terms and
conditions as mentioned in the order dated 1.7.2020 passed in
Cr. Misc. 10753 of 2020.

It is made clear that if petitioner is not surrendered
within aforesaid period, no further extension of time will be
granted to him.

(Anil Kumar Sinha, J)

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