

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.26051 of 2021**

**In**  
**CRIMINAL MISCELLANEOUS No.9278 of 2015**

Arising Out of PS. Case No.-83 Year-2013 Thana- SABAUR District- Bhagalpur

=====

WAKIL YADAV Son of Chattu Yadav, Resident of Village- Mirjapur, P.S.-  
Sabour, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Uma Kant Mishra  
For the Opposite Party/s : Mr.Uday Chand Prasad

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR  
PANDEY**

ORAL ORDER

2      03-08-2022              The learned counsel for the petitioner is directed to  
  
remove all the defects pointed out by the office within one month.

Heard the learned counsel for the petitioner as well as the  
  
learned Additional Public Prosecutor for the State.

This application has been filed for modification of order  
  
dated 19.05.2015 passed in Cr. Misc. No. 9278 of 2015.

The present petitioner along with co-accused  
  
Dharmendra Yadav and Rajendra Yadav was granted anticipatory  
  
bail in the year 2015, seven years back, vide order dated  
  
19.05.2015 in Cr. Misc. No. 9278 of 2015. Rest two petitioners,  
  
namely, Dharmendra Yadav and Rajendra Yadav appeared before  
  
the Officer Incharge of Sabour Police Station in compliance of  
  
order dated 19.05.2015 and their bail bonds were accepted.



As submitted by the learned counsel for the petitioner, the petitioner appeared before the Officer Incharge of Sabour Police Station on two dates in compliance of the order mentioned above, but his bail bond was not accepted.

The petitioner was granted anticipatory bail in the year 2015, vide above-mentioned order, two weeks' time was granted to appear before the Officer Incharge of Sabour Police Station, Bhagalpur, but the petitioner could not appear. As per submission of the petitioner, his bail bond was not accepted and he files the present petition for modification of the order dated 19.05.2015 after seven years, but due to non-appearance of the petitioner, the trial/investigation was delayed for considerable long duration. As such, the prayer for modification of order dated 19.05.2015 is rejected.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

**(Nawneet Kumar Pandey, J)**

Mahesh/-

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