

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41991 of 2022**

**In
CRIMINAL APPEAL (SJ) No.4033 of 2021**

Arising Out of PS. Case No.-137 Year-2021 Thana- KHUSRUPUR District- Patna

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SAILESH KUMAR Son of Vijendra Singh, R/v- Malpur, P.S- Khusrupur,
Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vijay Anand

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

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

ORAL ORDER

2 10-08-2022 The learned counsel for the petitioner is directed to

remove all the defects pointed out by the office within one
month.

This application has been filed for restoration of Cr.
Appeal (SJ) No. 4033 of 2021, which was dismissed as
withdrawn on 23.06.2022.

The learned counsel for the petitioner has submitted
that at the time of calling of the appeal, he was engaged in
another Court and the appeal was requested to be withdrawn by
some other counsel under misconception, but when he came to
know about the order of withdrawal, he filed this restoration
petition immediately.



After going through the restoration petition, I do not think it proper to restore the petition. The petitioner is at liberty to file a fresh appeal, if so advised.

With these observations, this restoration petition is disposed of.

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)

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