

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12741 of 2023

In
CRIMINAL MISCELLANEOUS No.57875 of 2022

Arising Out of PS. Case No.-445 Year-2022 Thana- BHABHUA District- Kaimur (Bhabua)

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Ravi Rai S/o Birendra Rai Resident of village- Dihrama, P.S.- Sonhan,
District- Kaimur, Bhabhua.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Nawal Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 29-03-2023 This application has been filed for modification of

the order dated 20.12.2022, passed in Cr. Misc. No. 57875

of 2022.

Ld. counsel for the petitioner submits that in

paragraph no. 3 of the bail petition bearing Cr. Misc. No.

57875 of 2022, he has inadvertently failed to mention the

criminal antecedents of the petitioner as he was unaware of

the fact that the petitioner was earlier made accused in one

case.

He further submits that, one of the conditions of

the bail granted to the petitioner was that :

"In case, it is brought to the notice of the court



below that the petitioner has any criminal antecedents, Ld. court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.”

However, Ld. Counsel for the petitioner submits that the petitioner has already been released in compliance of the order dated 20.12.2022 because no notice of any criminal antecedent was brought to the notice of court.

He further submits that after release of the petitioner, informant apprised the court below that the petitioner has one criminal antecedent.

Hence, in such situation, as per the condition of the bail order dated 20.12.2022, the court below has already been directed to hear the informant and get satisfied whether the petitioner had concealed his criminal antecedent despite his knowledge of the same. If he is satisfied that the petitioner has concealed his criminal antecedent despite his knowledge, his bail bond is bound to be cancelled and, thereafter, the petitioner may have further cause of action to



file fresh application for bail.

The matter is disposed of accordingly.

(Jitendra Kumar, J)

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