

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23721 of 2023

In
CRIMINAL MISCELLANEOUS No.575 of 2023

Arising Out of PS. Case No.-78 Year-2022 Thana- BHAPTIAHI District- Supaul

Om Mehata @ Om Narayan Mehta Son Of Tej Narayan Mehta Resident Of
Village- Purani Bhaptiyahi, Ward No. 4 Ps- Bhaptiyahi, Distt- Supaul

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra

For the Opposite Party/s : Mr. Umesh Lal Verma

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 12-04-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The present application has been filed for
modification of order dated 25.01.2023 passed in Cr. Misc. No.
575 of 2023.

Learned counsel for the petitioner submits that the
petitioner is poor person and he is unable to deposit Rs. 50,000/-
(Rupees Fifty Thousand) in the PM Cares Fund, as mentioned in
paragraph No. 5 of the order dated 25.01.2023.

Perused the order dated 25.01.2023, the modification
application and heard learned counsel for the petitioner. The
petitioner was granted bail on 25.01.2023, on the submission of
learned counsel for the petitioner that the petitioner is agreed to



deposit the aforesaid amount and now he submits that he is unable to do so. The offer was offered by learned counsel for the petitioner himself.

In that view of the matter, I am not inclined to modify the earlier order dated 25.01.2023.

Accordingly, this modification application is dismissed.

However, if the petitioner surrenders before the learned court below within six weeks from today and prays for regular bail the learned court below would be obliged to pass the order in accordance with law on the same day without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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