

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23533 of 2023

In
CRIMINAL MISCELLANEOUS No.71016 of 2022

Arising Out of PS. Case No.-36 Year-2021 Thana- INDUSTRIAL AREA District- Vaishali

Gopal Raut @ Rajveer S/O Balai Chandra Raut Resident Of Village- Thana
Colony, P.S.- Islampur, District- Uttar Dinajpur (w.b.).

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mrityunjay Kumar Tiwary

For the Opposite Party/s : Mr. Madhura Nand Jha

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 12.01.2023 passed in Cr. Misc. No.
71016 of 2022.

Learned counsel for the petitioner submits that the
petitioner is poor person and he is unable to deposit Rs.
5,00,000/- (Rupees Five Lakh) in the PM Cares Fund, as
mentioned in paragraph No. 5 of the order dated 12.01.2023.

Perused the order dated 12.01.2023, the modification
application and heard learned counsel for the petitioner. The
petitioner was granted bail on 12.01.2023, 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 12.01.2023.

Accordingly, this modification application is dismissed.

However, if the petitioner surrenders before the learned Court below within a period of six weeks from today and seeks regular bail, the learned Court below would pass the order, preferably, on the same day, without being prejudiced by this order.

(Anjani Kumar Sharan, J)

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