

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24474 of 2023

In
CRIMINAL MISCELLANEOUS No.43746 of 2018

Arising Out of PS. Case No.-419 Year-1999 Thana- JAHANABAD District- Jehanabad

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UMA SHANKAR SINGH Son of Late Devendra Singh Resident of village -
Ramdeo Chak, P.S. - Jehanabad, Distt. - Jehanabad, at present residing at
Yadubanshi Nagar, Digha Ghat, P.S. - Digha, Distt. - Patna

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Lakshmi Kant Sharma, Advocate

For the Opposite Party/s : Mr.Damodar Prasad Tiwary, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

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

learned APP for the State.

The present petition has been filed for restoration of a
petition bearing Cr. Misc. no. 43746 of 2018, which has stood
dismissed on account of non- prosecution vide order dated
25.01.2023.

The learned counsel for the petitioner has submitted
that since the counsel for the petitioner was engaged in another
Court, he could not appear when the case was called out for
hearing, hence, the aforesaid petition was dismissed on account
of non- prosecution.

Having regard to the facts and circumstances of the



case, considering the submissions made by the learned counsel for the petitioner as also considering the averments made in the present petition, I deem it fit and appropriate to direct for restoration of the aforesaid petition bearing Cr. Misc. no. 43746 of 2018 to its original file.

The present petition stands allowed.

(Mohit Kumar Shah, J)

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