

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35912 of 2023

In
CRIMINAL MISCELLANEOUS No.52003 of 2022

Arising Out of PS. Case No.-80 Year-2020 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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Md Moiuddin @ Mintu Son of Abdul Ahmad, Resident of Village- Sahpur
Baghauni, Ps- Waini, Distt- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr. Md. Harun Quareshi, Advocate
For the Opposite Party/s	:	Mr. Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 21-06-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The present modification application has been filed for
modifying the order dated 21.03.2023 passed in Cr. Misc. No.
52003 of 2022.

Learned counsel for the petitioner submits petitioner
was granted regular bail vide order dated 21.03.2023 passed in
Cr. Misc. No. 52003 of 2022 with certain conditions as
mentioned in the order dated 21.03.2023. He further submits
that due to inadvertently the petitioner has not mentioned one
case i.e. Complaint Case No. 1418 of 2009 which was pending
against the petitioner.



Learned counsel for the petitioner further submits that in view of the aforesaid, the order dated 21.03.2023 may be modified to the aforesaid extent that the petitioner has one more case which was not mentioned in Cr. Misc. No. 52003 of 2022 i.e. Complaint Case No. 1418 of 2009.

The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for modification application on the ground that the petitioner has not come with clean hand in Cr. Misc. No. 52003 of 2022 and the petitioner has suppressed his criminal antecedent.

Considering the aforesaid facts, I am not inclined to modify the order dated 21.03.2023 passed in Cr. Misc. No. 52003 of 2022.

Accordingly, the present modification application stands dismissed.

(Rajesh Kumar Verma, J)

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