

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41429 of 2023

In
CRIMINAL MISCELLANEOUS No.72501 of 2021

Arising Out of PS. Case No.-50 Year-2018 Thana- TILAUTHU District- Rohtas

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Dilip Kumar Pandey @ Dilip Kumar Dubey Son Of Late Shyam Nand Dubey,
Resident Of Village - Bhadokhara, P.S.- Tilauthu, Distt.- Rohtas

... .. Petitioner/s

Versus

1. The State Of Bihar
2. The State Of Bihar Through District Manager, State Good And Civil Supply Co., Kaimur At Bhabhua

... .. Opposite Party/s

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Appearance :

For the Petitioner/s :	Mr. Shri Prakash Tiwari, Advocate
For the Opposite Party/s :	Mr. Ram Naresh Ray, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 05-07-2023 Learned counsel for the petitioner and learned counsel
for the State are present.

2. The present application has been filed for
modification of the order dated 17.10.2022 passed in Cr. Misc.
No. 72501 of 2021.

3. Learned counsel for the petitioner submits that this
Court has directed the petitioner to deposit the amount of
alleged defalcation Rs.13,72,400/- within 6 months and
produced before the court so that the provisional bail granted to
him may be confirmed. Counsel further submits that the
petitioner has complied the order dated 17.10.2022 passed in Cr.
Misc. No. 72501 of 2021 but after lapse of 11 days, as such he

need modification that his period of 6 months has already lapsed on 17.04.2022 and there is delay of about 11 days.

4. Learned counsel for the State appeared and submits that payment of defalcated amount has been deposited, as it transpires from the statement made in the present Criminal Miscellaneous petition.

5. In this background, the order dated 17.10.2022 passed in Cr. Misc. No. 72501 of 2021 is hereby extended and payment of amount after delay of 11 days is hereby condone. The trial Court is directed to pass the order about confirmation of the bail bond exempting the delay of 11 days in this matter.

6. With this direction, the present Cr. Misc. is allowed.

(Dr. Anshuman, J.)

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