

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8657 of 2023

In
CRIMINAL MISCELLANEOUS No.64876 of 2018

Arising Out of PS. Case No.-220 Year-2016 Thana- LALGANJ District- Vaishali

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1. Jitendra Kumar @ Jitendra Kumar Singh @ Amit Ranjan Kumar (Male), aged about 37 years, S/O Ramchandra Singh, R/v- Ghataro, P.S.- Kartanha, District- Vaishali.
 2. Deepak Kumar (Male), aged about 35 years, S/O Sri Ram Singh, R/v- Ghataro, P.S.- Kartanha, District- Vaishali.
 3. Karmvir Singh (Male), aged about 31 years, S/O Jugeshwar Singh @ Janggi Singh, R/v- Ghataro, P.S.- Kartanha, District- Vaishali.
 4. Nirbhay Kumar Singh (Male), aged about 41 years, S/O Sri Balli Singh, R/v- Ghataro, P.S.- Kartanha, District- Vaishali.

... .. Petitioners

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Anuj Kumar, Advocate
For the Opposite Party : Mr. Md. Ataur Rahman, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-02-2023 Learned counsel for the petitioners is directed to remove the defect(s), as pointed out by the office, within a period of four weeks.

It has been submitted by learned counsel for the petitioners that the petitioner no. 4, namely, Nirbhay Kumar Singh, has died as mentioned in paragraph nos. 1 and 4 of the modification application. Hence, he wants to withdraw the present modification application on behalf of petitioner no. 4, namely, Nirbhay Kumar Singh, in connection with Lalganj P.S.



Case No. 220 of 2016 pending in the court of learned C.J.M.,
Hajipur.

Accordingly, the present modification application on
behalf of petitioner no. 4, namely, Nirbhay Kumar Singh, is
dismissed as withdrawn.

Heard learned counsel for the petitioner nos. 1 to 3
and learned A.P.P. for the State.

The present application has been filed for
modification of the order dated 25.10.2018, passed in Cr. Misc.
No. 64876 of 2018, by which the petitioner nos. 1 to 3 were
granted anticipatory bail in connection with Lalganj P.S. Case
No. 220 of 2016, pending in the court of learned C.J.M. Hajipur,
and they were directed to surrender in the court below within a
period of six weeks.

Learned counsel for the petitioner nos. 1 to 3 submits
that due to some unavoidable reasons they could not surrender
in the court below well within time. It is further submitted that
further time may be extended so that they could surrender in the
court below.

Considering the submissions made on behalf of
learned counsel for the petitioner nos. 1 to 3 and the grounds
mentioned in the modification application, the period of



surrender of the petitioner nos. 1 to 3 in the court below is extended for a further period of six weeks from the date of receipt/production of a copy of this order. The rest of the conditions stipulated in the order will be same.

The order dated 25.10.2018, passed in Cr. Misc. No. 64876 of 2018, is modified to the extent as indicated above.

The present application is disposed of.

Let this order be communicated to the learned court below through e-mail.

(Sudhir Singh, J)

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