

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72068 of 2023

In
Criminal Writ Jurisdiction Case No.774 of 2021

Arising Out of PS. Case No.- Year-0 Thana- District-

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DEVENDRA PRASAD SINGH Son of Shri Ram Pravesh Singh RESIDENT
OF NORTH MANDIRI, CHAKANTOLA, NEAR DEVI ASTHAN, PO GPO,
PS BUDHA COLONY, DISTT. - PATNA

... .. Petitioner/s

Versus

1. THE STATE OF BIHAR
2. The State of Bihar through the Director General of Police Gov. of Bihar,
Jawaharlal Nehru Marg, Rajbansi Nagar, Patna, Bihar
3. The District Magistrate, Patna, Bihar
4. The Inspector General of Police, Patna, Bihar
5. The Deputy Inspector General of Police, Patna, Bihar
6. The Senior Superintendent of Police, Patna, Bihar
7. The City Superintendent of Police, Patna Central, Patna, Bihar
8. The ASP, Kotwali, Patna Bihar
9. The SHO, Buddha Colony Police Station, Patna Bihar
10. Ravi Kumar Son of Ramashankar Mahto R/o North Mandiri, Chhakkan
Tola, P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar
11. Ramashankar Mahto R/o North Mandiri, Chhakkan tola, P.O. - GPO, P.S. -
Buddha Colony, Patna, Bihar
12. Raj Kumar Mahto Son of Siya Mahto R/o North Mandiri, Chhakkan Tola,
P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar
13. Shiya Mahto R/o North Mandiri, Chhakkan Tola, P.O. - GPO, P.S. - Buddha
Colony, Patna, Bihar
14. Munna Kumar Son of Sukhdev Mahto R/o North Mandiri, Chhakkan Tola,
P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar
15. Ajay @ Tiger Son of Lt. Vasudev Mahto R/o - North Mandiri, Chhakkan
Tola, P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar
16. Chandan Kumar Son of Lt. Nakttoo Mahto Grandfather Lt. Bhagwan Das,
R/o - North Mandiri, Chhakkan Tola, P.O. - GPO, P.S. - Buddha Colony,
Patna, Bihar
17. Karan Mahto Son of Shree Suraj Mahto R/o - North Mandiri, Chhakkan
Tola, P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar
18. Bheem Mahto Son of Lt. Bahadur Mahto R/o - North Mandiri, Chhakkan
Tola, P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar
19. Chottu Raj Son of Rambabu Mahto R/o - North Mandiri, Chhakkan Tola,
P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar



20. Jitendra Mahto Son of Ramdeo Mahto R/o - North Mandiri, Chhakkan Tola,
P.O. - GPO, P.S. - Buddha Colony, Patna, Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binod Kumar Sinha, Advocate
For the Opposite Party/s : Mr.Nirmal Kumar Sinha, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 24-11-2023 1. Heard learned counsel for the parties concerned.
2. The present petition has been filed for restoration
of a criminal writ petition bearing Cr.W.J.C. no. 774 of 2021,
which has stood dismissed on account of non compliance of the
peremptory order dated 27.06.2023.
3. Learned counsel for the petitioner submits that the
peremptory order dated 27.06.2023 has not been complied with
because his mother was seriously ill and he had to rush to his
village and he forgot to remove the defects, as directed by this
Court vide the aforesaid order, hence, it is submitted that a
sympathetic view be taken and the aforesaid writ application be
restored to its original file.
4. Having regard to the facts and circumstances of the
case, considering the submissions made by the learned counsel
for the petitioner as also taking into account the averments made
in the present petition, I deem it fit and appropriate to restore the
aforesaid writ petition bearing Cr.W.J.C. no. 774 of 2021 to its



original file, subject to removal of defects within two weeks.

5. The present petition stands allowed.

(Anil Kumar Sinha, J)

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