

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84866 of 2023

In
CRIMINAL MISCELLANEOUS No.31612 of 2017

Arising Out of PS. Case No.-110 Year-1995 Thana- TRAFFIC District- Patna

BIJENDRA RAM @ BIRENDRA RAM Son of Late Lakhan Ram R/o
Mohalla - Jogipur, P.S. - Patrakar Nagar, Distt. - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binay Kumar Sinha

For the Opposite Party/s : Mr.Umesh Lal Verma

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-12-2023 1. Heard learned counsel for the petitioner and
learned APP.

2. Learned APP, at the outset, submits that the
quashing application, i.e., Cr. Misc No. 31612 of 2017 was filed
challenging the order dated 18-4-2017 passed by the learned
Judicial Magistrate, Patna, whereby the bail bond of the
petitioner was cancelled and non-bailable warrant of arrest was
issued.

3. The learned APP further submits that the present
quashing application was filed in the year 2017 and it remained
pending for consideration for nearly 6 years and in all these 6
years, the petitioner did not surrender before the learned trial
court when there was no stay operating in his favour.



4. It is next submitted that when the matter was taken up on 10-10-2023, no one had appeared on behalf of the petitioner, which led to dismissal of the quashing application for non-prosecution.

5. The learned counsel for the petitioner is not in a position to rebut the submission of the learned APP.

6. Considering the submission made by the learned APP, the court is not inclined to restore Cr. Misc No. 31612 of 2017 to its original file.

7. Accordingly, the present restoration application is dismissed.

(Satyavrat Verma, J)

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