

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23529 of 2024**

**In
CRIMINAL MISCELLANEOUS No.77074 of 2023**

Arising Out of PS. Case No.-397 Year-2023 Thana- Excise P.S. District- Begusarai

Nitish Kumar sonof Sunil Sah Resident of Village- Tiltrath Betauli Ward no
15, Ps- Barauni Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh

For the Opposite Party/s : Mr.Ajay Kumar No. 2

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

4 12-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The present application has been filed for
modification of the order dated 19.12.2023 passed in Cr. Misc.
No. 77074/2023.

3. Learned APP for the State has submitted that the
present modification has been filed on behalf of the petitioner
for not mentioning the criminal antecedent of the petitioner in
para. 3 of the bail petition passed in Cr. Misc. No. 77074/2023
whereas as per the impugned order, the petitioner is accused in
four other criminal cases.

4. Considering the aforesaid facts and circumstances



of the case as well as the fact that the reasons mentioned in the modification application are not tenable in the eyes of law, this Court is not inclined to allow the modification application filed on behalf of the petitioner in connection with Excise P.S. Case No. 397/2023 pending in the court of learned Exclusive Special Judge-2nd Excise Act, Begusarai.

5. Accordingly, the present modification application stands rejected and the petitioner is directed to surrender to the Court below within six weeks from the date of this order and the Court below shall consider the prayer of the bail of the petitioner on the same day without being prejudice by this order.

(Chandra Prakash Singh, J)

atul/-

U		T	
---	--	---	--

