

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24113 of 2024

In
CRIMINAL MISCELLANEOUS No.63832 of 2021

Arising Out of PS. Case No.-5 Year-2020 Thana- D.R.I District- Patna

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1. K. Prabhakaran Son Of Shri Kanthasamy @ Kandasamy Resident Of D. No. 1/107 North Street Kannapadi, PO- Kannapdi PS- Padalur, Dist- Permabalur, Tamilnadu-621114
 2. Dharmadurai R. Son Of Late Rajalingam Resident Of Village- D. No. 52 South Street, Thiruvallakurichy, Post- Padalur, Ps- Padalur, Distt- Perambalur, Tamilnadu-621109

... .. Petitioner/s

Versus

The Union Of India Through The Directorate Of Revenue Intelligence,
Regional Unit, Patna Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri

For the Opposite Party/s : Mr. Ranvir Kumar, Sr. Standing Counsel

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 15-05-2024 Learned counsel for the petitioners and learned
counsel for the Union of India are present.

2. The present application has been filed for
restoration of Cr. Misc. No.63832 of 2021 which was dismissed
for default on 01.12.2022.

3. Learned counsel for the petitioner submits that due
to mistake on the part of counsel and miscommunication on the
part of the clerk, this case could not be attended on three
occasions due to which this case was dismissed for default and



subsequently after gap of 14 months present restoration application has been filed. Counsel submits that such mistake shall not take place in future.

4. Learned Standing Counsel appearing on behalf of the Union of India submits that it is the discretion of the Court.

5. In that view of the matter, the present Cr. Misc. No.63832 of 2021 is directed to be restored to its original record on payment of Rs.5,000/- to be deposited in the account of Patna High Court Legal Services Committee.

5. Accordingly, this application is allowed.

(Dr. Anshuman, J)

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