

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4464 of 2025

In
CRIMINAL MISCELLANEOUS No.67538 of 2021

Arising Out of PS. Case No.-270 Year-2021 Thana- NAWANAGAR District- Buxar

Awadh Bihari Dubey Son of Late Chhabila Dubey Resident of Village -
Kadsar, Nawa Nagar, District - Buxar at present Resident of Mohalla - Judge
Colony, P.S. - Khagaul, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Mishra, Advocate
For the Opposite Party/s : Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 31-01-2025 The present application has been filed for
modification of the order dated 14.09.2022 passed in Cr. Misc.
No. 67538 of 2021, whereby and whereunder the petitioner was
granted regular bail subject to one of the conditions that the
petitioner shall remain present on each and every date fixed by
the court below.

2. Learned counsel for the petitioner submits that the
petitioner suffered from massive heart ailment and his ejection
fraction is working only @ 37%. It is not medically advisable
for the petitioner to physically present on each and every date
before the learned court below and this condition may be
waived for the petitioner and the order may be modified.



3. Having regard to the facts and circumstances of the case and in the of submission made in the present petition, the condition of petitioner to remain present on each and every date is waived subject to condition that the petitioner may approach the learned trial court with the prayer for his appearance through learned counsel and the petitioner will appear before the learned court below as and when required by it. The other conditions will remain the same.

4. The order dated 14.09.2022 stands modified to the extent indicated above.

5. Accordingly, the present petition stands disposed of.

(Arun Kumar Jha, J)

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