

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6687 of 2025

In
CRIMINAL MISCELLANEOUS No.79679 of 2024

Arising Out of PS. Case No.-457 Year-2024 Thana- MUFFASIL District- West Champaran

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Parvej Alam S/o- Late Tufan Miyan Village- Sripur Basantpur Ps- Sugauli
Dist- East Champaran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Mst. Kalima W/o- Late Karmullah Mansha Tola W.No-32, Ps- Bettiah
Muffasil Dist- West Champaran

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharad Kumar Verma, Advocate
For the Opposite Party/s : Mr. Rajendra Prasad Nat, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 31-01-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor, representing the State.

2. The present application has been filed for
restoration of Cr. Misc. No. 79679 of 2024 in which peremptory
order dated 13-11-2024, was passed by this Court for issuance
of notice upon the Opposite Party No.2 but, due to non-
compliance of the same within the prescribed time as fixed by
this Court, the same stood rejected.

3. Learned counsel for the petitioner submits that due
to mistake on the part of the Advocate Clerk, the requisite for
notice upon the Opposite Party No.2 could not be filed within



time as prescribed by this Court and, therefore, Cr. Misc. No. 79679 of 2024 got rejected for non-compliance of the aforesaid order dated 13-11-2024.

4. For the reasons stated in this application, the prayer made therein is allowed and, as a result, the Cr. Misc. No. 79679 of 2024 is restored to its original file.

5. The petition stands allowed.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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