

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19525 of 2025

In
CRIMINAL MISCELLANEOUS No.85999 of 2023

Arising Out of PS. Case No.-85 Year-2022 Thana- MAHILA P.S. District- Nalanda

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Nitish Kumar, Son of Dinesh Paswan, Resident of Village- Khathapura, P.S.-
Noorsarai, District- Nalanda

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kajal Kumari, Daughter of Ramashray Paswan, Resident of Village-
Murgiyachak, P.S.- Ben, District- Nalanda

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sudish Kumar, Adv.

For the Opposite Party/s : Mr. Md. Shakir Ahmad, APP

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CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

3 25-04-2025 This is an application seeking restoration of Cr. Misc.

No. 85999 of 2023 which stood dismissed for default due to

non-appearance on behalf of the petitioner, vide order dated

26.10.2024.

2. Learned counsel appearing for the petitioner
submits that in Cr. Misc. No. 85999/2023, on 26.10.2024, the
case was listed at serial No. 21 and when the case was called
out, he could not appear before this Court as he was seriously ill
and on account of non-appearance on behalf of the petitioner,
the case was dismissed for default and there is no mistake on the
part of the petitioner and if this case is not restored then the
petitioner would suffer irreparable loss.



3. Learned APP for the State is present.

4. Having regard to the submissions noted hereinabove, this Court allows this application and Cr. Misc. No. 85999 of 2023 is restored to its original file.

5. The instant criminal miscellaneous petition bearing No. 19525 of 2025 stands disposed of.

(Shailendra Singh, J)

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