

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65232 of 2025

In
CRIMINAL MISCELLANEOUS No.5677 of 2025

Arising Out of PS. Case No.-352 Year-2023 Thana- BACHHWARA District- Begusarai

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Alok Kumar Singh @ Alok Kumar Son of Late Shailendra Kumar Singh
Resident of village - Chandpura (Chandpura Chakmakrand), Ward No.- 1,
P.S.- Bidupur, District - Vaishali

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Prince Kumar Son of Dinesh Rai R/O Village - Bishanpur, P.S.- Bachwara,
District - Begusarai

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Abhay Shanker
For the Opposite Party/s : Mr.Pushpa Sinha

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 12-09-2025 1. Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. The present application has been filed for modification of
the order dated 23.07.2025 passed in Cr. Misc. No. 5677 of
2025 whereby the present petitioner has been granted privilege
of anticipatory bail subject to the condition that the petitioner
shall surrender before the learned court below within a period of
four weeks from the date of order.

3. Learned counsel for the petitioner submits that Cr. Misc.
No. 5677 / 2025 was filed on 10.01.2025 and after filing of this
case one another F.I.R. was registered against the petitioner



bearing Bidupur P.S. Case No. 397 / 2025 dated 11.06.2025 under Sections 316(2), 318(4) / 3(5) of the B.N.S. 2023 and Section 138 of the Negotiable Instrument Act. The petitioner was in judicial custody in connection with Industrial Area P.S. Case No. 179 of 2023 and the petitioner has filed Cr. Misc. No. 33506 / 2025 before this Hon'ble Court for grant of regular bail and the Hon'ble Court considering the illness of the petitioner in custody granted two months provisional bail for treatment to the petitioner vide order dated 09.07.2025 passed in Cr. Misc. No. 33506 / 2025 (Annexure-2). In the meanwhile, the petitioner was taken on remand by the Police on 18.06.2025 in connection with newly registered Bidupur P.S. Case No. 397 / 2025 dated 11.06.2025. As such, the petitioner could not surrender before the learned court below within stipulated time frame as per the direction of this Hon'ble Court contained in the order dated 23.07.2025 passed in Cr. Misc. No. 5677 / 2025 because he was in custody and a bail application has been filed which is pending. He, accordingly, prays for further two months time to surrender before the learned District Court.

4. Having regard to aforesaid submissions and taking into consideration concealment of fact that on the date of hearing the petitioner was in custody, I am not inclined to entertain the



present modification application. The same is rejected.

(Anil Kumar Sinha, J)

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