

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68743 of 2025

In
CRIMINAL MISCELLANEOUS No.48169 of 2025

Arising Out of PS. Case No.-8 Year-2025 Thana- BALIA BELON District- Katihar

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1. Md. Imtiyaz @ Md. Intiyaz, S/O Late Atabul, Resident of Village- Raiyapur, Police Station- Balia Belon, District- Katihar
 2. Md. Mahtab Alam @ Mahtab, S/O Md. Mahfooz, Resident of Village- Raiyapur, Police Station- Balia Belon, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ajit Kumar Singh, Advocate.
For the State	:	Mr. Yogendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 26-09-2025 The present petition has been filed for modification of the order dated 30.07.2025 passed in Cr. Misc. No. 48169 of 2025.

2. Learned counsel for the petitioners submits that inadvertently, *pairvikar* of the petitioners could not mention criminal antecedent whereas petitioner has one criminal antecedent by way of Azamnagaar (Salmari) P.S. Case No. 53 of 2014, consequent to which, in the order dated 30.07.2025 passed in Cr. Misc. No. 48169 of 2025, petitioner has been shown having no criminal antecedent.

3. As such, there is concealment of one criminal antecedent by the petitioner. However, learned counsel for the



petitioners submits that the concealment is neither willful nor deliberate but only on account of ignorance of the *pairvikar*.

4. Considering the submission of learned counsel for the petitioner, the present petition is allowed modifying paragraph-6 of the order dated 30.07.2025 passed in Cr. Misc. 48169 of 2025 to the extent that petitioner has one criminal antecedent, subject to payment of cost of Rs.2,000/- payable to Patna High Court Legal Services Authority, under the head “Legal Aid”.

5. This order would be integral part of the order dated 30.07.2025 passed in Cr. Misc. 48169 of 2025.

6. The time for surrendering the petitioner before learned court below is extended by further four weeks’ from today.

(Jitendra Kumar, J)

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