

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68766 of 2025

In
CRIMINAL MISCELLANEOUS No.52431 of 2025

Arising Out of PS. Case No.-263 Year-2025 Thana- BEUR District- Patna

=====

Vishu Ray Son of Ramdev Ray R/V- 70 feet Road Shiv Shakti Path, Road no
03, PS -Beur, Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Advocate

For the Opposite Party/s : Mr. Sanjay Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 26-09-2025 Heard Mr. Yogesh Chandra Verma, learned Senior

counsel for the petitioner as well as Mr. Sanjay Kumar, learned

APP for the State.

2. The present modification application has been filed
for modify the order dated 21.08.2025 passed in Cr. Misc.
No. 52431 of 2025.

3. By the order dated 21.08.2025, the petitioner was
granted bail with the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be
properly represented on each and every date fixed by the Court
and shall remain physically present as directed by the Court and
on his absence on two consecutive dates without sufficient
reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tamper with the evidence or the



witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

4. The learned counsel for the petitioner submits that due to communication gap on the basis of the information furnished by the Pairvikar, it was stated in paragraph-3 of the bail petition that the petitioner has no criminal history but in fact the petitioner carries one more case other than the present one.

The Court also noticed Section 362 of Cr. P.C./Section 403 of BNSS, which reads as follows :-

*"362/403- Court not to alter judgment.
Save as otherwise provided by this
Code/Sanhita or by any other law for
the time being in force, no Court, when
it has signed its judgment or final order
disposing of a case, shall alter or review
the same except to correct a clerical or
arithmetical error."*



5. In the aforesaid facts and circumstances, the instant
modification petition is dismissed.

(Rajesh Kumar Verma, J)

Ibrar//-

U			
---	--	--	--

