

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83841 of 2025

In
CRIMINAL MISCELLANEOUS No.29128 of 2022

Arising Out of PS. Case No.-221 Year-2020 Thana- KHANPURA District- Samastipur

Rambabu Ray @ Ram Babu Roy Son of Jinis Lal Ray R/o Village-
Krishnwara Hasansarai P.S. -Patepur District -Vaishali At Present Village-
Airport More, Gowala Basti Dumriguri, Uttar Bagdogra, Dist- Darjeeling,
State- West Bengal

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Saket Kumar Jha, Adv
For the Opposite Party/s : Mr. Ajay Kumar Jha, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 08-12-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The present application has been filed for
modification of the order dated 24.01.2023 passed in Cr. Misc.
No. 29128 of 2022, to extend the period of surrender and to
furnish bail bonds.

3. Learned counsel appearing on behalf of the
petitioner has submitted that the petitioner was granted
anticipatory bail on 24.01.2023 passed in Cr. Misc. No. 29128
of 2022 with a direction to the petitioner to surrender before the
learned court below within a period of six weeks from such
date, but due to some unavoidable circumstances, the petitioner



could not surrender and execute the bail bond before the learned court below within the stipulated time. Learned counsel for the petitioner seeks permission to extend the time for furnishing the bail bond of the petitioner.

4. Learned APP for the State has opposed the submission of the learned counsel for the petitioner by submitting that earlier the petitioner was twice granted further four weeks' time to surrender and execute bail bonds but the petitioner deliberately did not surrender before the learned trial Court. This is the third time for the modification of order dated 24.01.2023 passed in Cr. Misc. NO. 29128 of 2022 without any reasonable cause.

5. This court finds that vide order dated 28.06.2023 passed in Cr. Misc No. 38691 of 2023 and order dated 12.07.2024 passed in Cr. Misc. No. 29513 of 2024, twice the petitioner had already been granted further four weeks' time to surrender before the learned Court below and furnish bail bonds and despite the above orders, the petitioner did not surrender before the learned Court below within the said period having full and proper knowledge of the order dated 24.01.2023.

6. In view of the above, this Court is not inclined to allow the modification application filed on behalf of the



petitioner in connection with Khanpur P.S. Case No. 221 of 2020 pending in the court of learned Exclusive Special Excise Court No. 1st, Samastipur/concerned trial Court.

7. Accordingly, the present modification application stands rejected.

(Chandra Prakash Singh, J)

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