

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.6891 of 2026**

**In**  
**CRIMINAL MISCELLANEOUS No.73468 of 2025**

Arising Out of PS. Case No.-437 Year-2025 Thana- BARH District- Patna

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Kundan Kumar S/o- Bhaso Prasad Yadav @ Bhaso Yadav @ Bhaso Prasad  
Village- Milkipar PS- Barh District- Patna and at present Village-  
Budhanichak Police Station- Barh District- Patna

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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**Appearance :**

|                            |   |                                                                                              |
|----------------------------|---|----------------------------------------------------------------------------------------------|
| For the Petitioner/s       | : | Ms. Anjana, Advocate<br>Mr. Shiv Kumar Prasad, Advocate<br>Mr. Sanjay Kumar @ S.K., Advocate |
| For the Opposite Party/s : |   | Mr. Shailendra Kumar, A.P.P.                                                                 |

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**CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY**  
**ORAL ORDER**

2      06-02-2026                      This application has been filed for modification of the order dated 04.11.2025 passed in Criminal Miscellaneous No. 73468 of 2025, whereby the petitioner was granted the privilege of anticipatory bail with a direction to surrender and furnish bail bonds within a period of six weeks.

2. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

3. Learned counsel for the petitioner submits that no earlier application for modification has been filed by the petitioner. It is further submitted that the petitioner, along with one other accused, had been granted anticipatory bail by this



Court vide order dated 04.11.2025 passed in Criminal Miscellaneous No. 73468 of 2025. However, the petitioner could not surrender and furnish bail bonds within the stipulated period of six weeks solely due to lack of proper communication with his Pairvikar, as the petitioner was residing outside the State for earning his livelihood and maintaining his family. It is further submitted that the non-compliance of the order of this Court was neither deliberate nor intentional and the petitioner tenders his unconditional apology before this Court. A prayer has been made for extension of time for surrender and furnishing of bail bonds.

4. Learned Additional Public Prosecutor appearing for the State has no objection over the same.

5. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, this Court is satisfied that the petitioner could not comply with the earlier order within the stipulated period due to *bona fide* reasons. Accordingly, time for surrender of the petitioner for furnishing bail bonds is extended by another six weeks from today, on same terms and conditions as stipulated in order dated 04.11.2025 passed in Criminal Miscellaneous No. 73468 of 2025 in connection with Barh P.S. Case No. 437 of 2025 to the



satisfaction of learned Additional Chief Judicial Magistrate -I,  
Barh, Patna.

6. Accordingly, order dated 04.11.2025 passed in Cr.  
Misc. No. 73468 of 2025 is modified to the extent stated above.

7. The present modification application, accordingly,  
stands allowed.

8. Let this order be communicated to the court of  
learned Additional Chief Judicial Magistrate-I, Barh, Patna in  
connection with Barh P.S. Case No. 437 of 2025 for needful.

**(Alok Kumar Pandey, J)**

Nilmani/-

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