

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.12987 of 2026**

**In**  
**CRIMINAL APPEAL (SJ) No.4322 of 2025**

Arising Out of PS. Case No.-95 Year-2024 Thana- NAUHATTA District- Rohtas

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Bunty Paswan @ Atul Kumar Son of Late Awadh Bihari Paswan Resident of village - Daranagar, Police Station - Nauhatta, District- Rohtas Bihar.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ramanand Paswan Son of Late Dukhan Paswan Resident of village - Daranagar, Police Station - Nauhatta, District- Rohtas Bihar.

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Rakesh Kumar Mishra, Advocate  
For the Opposite Party/s : Mr. Jai Narain Thakur, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA**

ORAL ORDER

2      25-02-2026              Heard learned counsel for the petitioner and learned Additional Public Prosecutor, representing the State.

2.      The present application has been filed for restoration of Cr. Appeal (SJ) No. 4322 of 2025 in which peremptory order dated 21-11-2025, was passed by this Court for issuance of notice upon the Opposite Party No.2 but, due to non-compliance of the same within the prescribed time as fixed by this Court, the same stood rejected.

3.      Learned counsel for the petitioner submits that due to due to mistake on the part of the Advocate Clerk, the requisite for notice upon the Opposite Party No.2 could not be filed



within time as prescribed by this Court and, therefore, Cr. Appeal (SJ) No. 4322 of 2025 got rejected for non-compliance of the aforesaid order dated 21-11-2025.

4. For the reasons stated in this application, the prayer made therein is allowed and, as a result, the Cr. Appeal (SJ) No. 4322 of 2025 is restored to its original file.

5. The petition stands allowed.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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