

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17255 of 2026

In
CRIMINAL MISCELLANEOUS No.38187 of 2016

Arising Out of PS. Case No.-116 Year-2016 Thana- BAIRIYA District- West Champaran

Smt. Reeta Jaiswal W/o Uma Shankar Jaiswal R/o Village - Malahi Tola, P.S -
Bairiya, District - West Champaran at Bettiah, Proprietor of M/S Ritu Rice
Mill, Malahi Tola, P.S - Bairia, District - West Champaran at Bettiah

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Bihar State Food and Civil Supplies Corporation, through the District
Manager, West Champaran at Bettiah

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Shashi Bhushan Kumar, Advocate
For the State	:	Mr. Anand Kishore Choudhary, APP
For the O.P. No. 2	:	None

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 24-03-2026 Learned counsel for the petitioner and learned APP
for the State are present. However, nobody is present on behalf
of O.P. No. 2, despite supply of copy.

2. The present petition has been filed for restoration of
Cr. Misc. No. 38187 of 2016 which was dismissed for default
vide order dated 06.11.2023.

3. Learned counsel for the petitioner submits that the
failure of the petitioner to attend the matter on the relevant date
was neither willful nor negligent, but on account of unavoidable
reasons.



4. Considering the submission advanced by learned counsel for the petitioner, the present petition is allowed, restoring Cr. Misc. No. 38187 of 2016 to its original number.

5. Put up Cr. Misc. No. 38187 of 2016 on 03.04.2026.

(Jitendra Kumar, J)

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