

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19290 of 2026

In
CRIMINAL MISCELLANEOUS No.6143 of 2026

Arising Out of PS. Case No.-168 Year-2025 Thana- MALAHI District- East Champaran

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Ashok Yadaw S/o Ghamandi Yadaw Resident of Village- Majhariya, PS-
Malahi, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Karandeep Kumar, Adv.

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

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 03-04-2026 1. Heard learned counsel for the petitioner and learned

A.P.P. for the State.

2. Learned counsel for the petitioner submits that petitioner was granted the privilege of provisional anticipatory bail by an order dated 03.02.2026 in Cr. Misc. No.6143/2026 and the petitioner was directed to surrender before the learned trial court within a period of six weeks from the date of order i.e. 03.02.2026. It is next submitted that at Para-8 of the order dated 03.02.2026, it was recorded that- *“At this stage, the learned counsel for the petitioner, based on instruction, undertakes to deposit an amount of Rs. 5,000/- with Lawyers’ Association, Patna High Court within a period of two weeks from today.”* It is further submitted that two weeks from order



dated 03.02.2026 was expiring on 17.02.2026 but then petitioner deposited the said amount of Rs.5000/- with Lawyers' Association, Patna High Court on 18.02.2026 and thereafter the petitioner surrendered before the learned trial court but then his provisional anticipatory bail bonds were not accepted on the ground that petitioner had not deposited the amount of Rs.5000/- with Lawyers' Association, Patna High Court within a period of two weeks from the order dated 03.02.2026, as such the instant modification application has been filed.

3. Learned APP vehemently opposes the modification application and submits that the court is taking a consistent view of not extending the time of surrender if the petitioner has not surrendered within the time stipulated in the order by which anticipatory bail was granted. It is further submitted that by order dated 03.02.2026 in Cr. Misc. No.6143/2026 the petitioner was directed to surrender before the learned trial court within a period of six weeks but then it appears that petitioner did not surrender within a period of six weeks. It is also submitted that at Para-8 of the order dated 03.02.2026 was not a condition precedent for accepting the provisional anticipatory bail bonds of the petitioner. It is further submitted that though a submission by the learned counsel appearing on behalf of the petitioner has



been made that petitioner after depositing Rs.5000/- with the Lawyers' Association, Patna High Court surrendered before the learned trial court but then the modification application is completely silent with regard to the date on which the petitioner surrendered before the learned trial court in terms of the order dated 03.02.2026 in Cr. Misc. No.6143/2026 nor the surrender application which was filed before the learned trial court has been brought on record as such it is submitted that it is a ploy of the petitioner for getting the time of surrender extended.

4. After hearing the learned counsel for the parties, the Court is in complete agreement with the submissions made by the learned APP, as such, is not inclined to entertain the modification application.

5. Accordingly, the modification application is dismissed.

(Satyavrat Verma, J)

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