

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85802 of 2025

In
CRIMINAL MISCELLANEOUS No.76177 of 2023

Arising Out of PS. Case No.-931 Year-2022 Thana- COMPLAINT CASE District- Jamui

Nand Kishor Singh S/O Late Suresh Chandra Singh Resident Of Village-
Baghakhad, P.S.- Khaira, Dist.- Jamui, At Present R/O By Pass Road,
Mohalla- Mahisourhi, P.S. And Dist.- Jamui.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Nawal Kishor Singh Son Of Late Ambika Singh Resident Of Village-
Lalpur, P.S.- Khaira, Distt.- Jamui
3. Vikky Kumar @ Vikky Singh Son Of Nawal Kishor Singh Resident Of
Village- Lalpur, P.S.- Khaira, Distt.- Jamui

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sanjay Kumar Mishra, Advocate
For the Opposite Party/s	:	Mr. Sanjay Kumar Tiwary, A.P.P.
For the O.P. No. 2	:	Mr. Satyam Shivam Sundaram, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 24-04-2026 Heard learned counsel for the parties.

2. This petition has been filed for modification of
order dated 05.02.2025 passed in Cr. Misc. No. 76177 of 2023
to the extent of grant of permission to the petitioner to withdraw
the amount deposited by the opposite party nos. 2 & 3 in the
concerned court below.

3. Learned counsel for the petitioner submits that
opposite parties have deposited the amount of refund before the
learned concerned court below but since there is no direction to
the learned court below to hand over the same to the



complainant/ this petitioner, hence he could not withdraw the amount. Accordingly, learned counsel for the petitioner seeks necessary permission to withdraw the aforesaid amount.

4. In view of the aforesaid submission, learned court below is directed to disburse the amount in question in favour of this petitioner, namely, Nand Kishor Singh, at the earliest.

5. Accordingly, modification petition is allowed and order dated 05.02.2025 passed in Cr. Misc. No. 76177 of 2023 is modified to the above extent only.

(Prabhat Kumar Singh, J)

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