

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.894 of 2026

In
CRIMINAL APPEAL (SJ) No.2619 of 2024

Arising Out of PS. Case No.-73 Year-2024 Thana- AWTARNAGAR District- Saran

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1. Naim Mia, Son of Late Babujan Mia, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran
 2. Saleem Mia, Son of Sulemani Mia, Resident of village- Mirjapur, Ps- Avtar Nagar, Dist- Saran
 3. Sadam Mia, Son of Sulemani Mia, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran
 4. Mansoor Mia, Son of Sulemani Mia, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran
 5. Saleem Mia @ Mumtaz Alam, Son of Tahir Hussain, Resident of village- Mirjapur, Ps- Avtar Nagar, Dist- Saran
 6. Tahir Hussain, Son of Tauhid Mian, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran
 7. Firoz Mia, Son of Tahir Hussain, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran
 8. Meraj Alam @ Meraj Hussain, Son of Tahir Hussain, Resident of village- Mirjapur, Ps- Avtar Nagar, Dist- Saran
 9. Mantu Kumar, Son of Ashok Prasad @ Ashok Mahto, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Madan Nut, Son of Ganesh Nun, Resident of village- Mirjapur, P.S.- Avtar Nagar, Dist- Saran

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate
For the Opposite Party/s : Ms.Nirmala Kumari, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 17-01-2026 The present petition has been filed for

modification of the order dated 04.11.2025 passed in Cr.

Appeal (SJ) No. 2619 of 2024 to the extent of correction in



the father's name of appellant nos. 6 and 9 and extending the period of surrender.

2. It appears that vide order dated 04.11.2025, the appellants were granted anticipatory bail with a direction to surrender before the Court below within a period of six weeks but they could not surrender before the Court below within the stipulated period of time due to clerical error in father's name of appellant nos. 6 and 9.

3. It is submitted by learned counsel for the petitioners that due to clerical error, **the name of father of appellant no. 6 has wrongly been typed as Tahir Hussain in place of Tauhid Mian** and the **name of father of appellant no.9 has been written as Tahir Hussain in place of Ashok Prasad @ Ashok Mahto.**

4. Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioners and the content of the modification application, this court is inclined to allow the prayer of the petitioners.

5. The order dated 04.11.2025 in Cr. Appeal (SJ) No. 2619 of 2024 is modified and the time granted to the



petitioners in the said order to surrender in the Court below
is extended by a further period of four weeks from today.

6. The remaining part of the order shall remain
unchanged.

7. The application stands allowed to the above
extent.

(Ashok Kumar Pandey, J)

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