

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90805 of 2025

In
CRIMINAL APPEAL (SJ) No.1585 of 2025

Arising Out of PS. Case No.-570 Year-2024 Thana- GAUTAMBUDHNAGAR District-
Siwan

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Akash Mahto @ Baula S/o- Upendra Mahto Resident of Village - Gaur Rauja,
P.S. - G.B. Nagar, District - Siwan

... .. Petitioner/s

Versus

1. The State of Bihar
2. Dushnath Ram S/o- Late Suhawan Ram R/v- Gaur Rauja Ps- G.B Nagar
Dist- Siwan

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh, Advocate
For the Opposite Party/s : Mr.Sadanand Paswan, APP

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

ORAL ORDER

2 16-01-2026 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The present application has been filed for
modification of the order dated 17.09.2025 passed in Cr. Appeal
(S.J.) No. 1585 of 2025 by which the appellant-petitioner was
granted anticipatory bail in connection with G.B. Nagar P.S.
case No. 570 of 2024 to the satisfaction of the Court below and
the appellant-petitioner was directed to surrender in the Court
below within a period of six weeks.

3. Learned counsel for the petitioner submits that at
that time, the petitioner was outside of State in remote area in



Haryana State for earning livelihood and due to communication gap, the petitioner failed to surrender in the Court below in time.

4. Considering the grounds mentioned in the modification application and the submissions made in support thereof by learned counsel for the petitioner, this Court does not find a fit ground to extend the period of surrender of the petitioner in the court below by modifying the order dated 17.09.2025 passed in Cr. Appeal (S.J.) No. 1585 of 2025 .

5. The modification application is, accordingly, rejected.

(Rudra Prakash Mishra, J)

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