

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**

**Cr.M.P. No. 1396 of 2020**

Dinesh Kumar Gupta ... Petitioner

Versus

The State of Jharkhand & Anr. ... Opposite Parties

**CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY**

For the Petitioner : Ms. Shivani Kapoor, Advocate

For the State : Mr. S. Sinha, P.P.

**Order No.04 Dated- 18.12.2020**

Heard the parties through video conferencing.

This criminal miscellaneous petition has been filed under section 482 Cr.P.C by the petitioner with a prayer for modification of the order dated 03.03.2020, passed in A.B.A. No. 1342 of 2020.

It is submitted by the learned counsel for the petitioner that the petitioner was directed to surrender before the court below within four months but due to paucity of money, he could not surrender within the stipulated time. It is next submitted that the petitioner has collected money and has prepared a demand draft of Rs.8,00,000/-, a copy of the which is annexed as Annexure-5 at page no.5 of the supplementary affidavit. It is next submitted that the demand draft will expire shortly and the petitioner undertakes that he will revalidate the demand draft and file the same in the learned court below. Hence, it is submitted that time to surrender before the court below in terms of the order dated 03.03.2020, passed in A.B.A. No. 1342 of 2020 be extended for six weeks from the date of this order.

Learned P.P. has no serious objection.

Considering the aforesaid submission of the learned counsel for the petitioner, the prayer for extension of time for the petitioner to surrender in the court below in terms of the order dated 03.03.2020, passed in A.B.A. No. 1342 of 2020 is allowed. Hence, the petitioner is directed to surrender before the court below “within six weeks from the date of this order in terms of the order dated 03.03.2020, passed in A.B.A. No. 1342 of 2020”.

The order dated 03.03.2020, passed in A.B.A. No. 1342 of 2020 is modified to the aforesaid extent only.

This criminal miscellaneous petition is disposed of accordingly.

**(Anil Kumar Choudhary, J.)**

Sonu-Gunjan/