

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No. 952 of 2018

1. Sahid Ansari, aged about 55 years son of late Mehboob Mian
2. Shakhawat Ansari @ Sekhawat Ansari aged about 52 years son of late Mehboob Mian
3. Rijwan Ansari, aged about 50 years son of late Mehboob Mian
4. Ismail Ansari, aged about 35 years son of late Mehboob Mian
5. Md. Saukat Ansari @ Soukat Ansari, aged about 39 years son of late Mehboob Mian
6. Vashim @ Vashim Ansari @ Nasim Ansari aged about 43 years son of Azad Ansari
7. Sher Mohammad Ansari @ Sabar Mohammad Ansari, aged about 47 years son of Allauddin Ansari
8. Firoj Ansari, aged about 41 years son of Late Moin Ansari
9. Kaushar Ansari @ Kosho Ansari, aged about 45 years son of late Asgar Ali
10. Taukir Ansari @ Tokir @ Tokir Ansari, aged about 37 years son of late Sakir Ansari, all resident of village Garri, P.O. & P.S. Kasmar, District Bokaro (Jharkhand)
11. Sahjan Ansari @ Shahajan Ansari aged about 46 years son of Maniruddin Ansari, resident of village Manjura, P.O. Manjura, P.S. Kasmar, District Bokaro (Jharkhand) Petitioners

Versus

The State of Jharkhand Opp. Party

CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY

For the Petitioners : Ms. Vandana Singh, Advocate
For the Opp. Party : Mr. Arun Kumar Pandey, A.P.P.

03/28.03.2018 Defect nos. 9(ii) and 9(iii) are ignored.

Heard Ms. Vandana Singh, learned counsel appearing for the petitioners and Mr. Arun Kumar Pandey, learned A.P.P. for the State.

The petitioners are aggrieved by the order dated 07.02.2018 passed by the learned Judicial Magistrate, 1st Class, Bermo at Tenughat in Kasmar P. S. Case No. 74 of 2017 by which proclamation under Section 82 Cr.P.C. has been ordered to be issued.

It appears from a perusal of the impugned order dated 07.02.2018 that no independent application of judicial mind can be deciphered from the said order and in absence of any reasons, therefore, the order dated 07.02.2018 is, hereby, quashed and set aside.

This application is allowed.

However, the learned Magistrate is at liberty to proceed further in accordance with law.

(Rongon Mukhopadhyay, J.)