

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr.M.P. No. 2699 of 2023

1. Hemnti Devi, aged about 35 years, w/o Yamuna Ray
2. Yamuna Ray, aged about 39 years, s/o Late Baldev Ray
Both r/o Koyala Bazar Nageshwarbag, P.O. & P.S.-
Rajmahal Dist.-Sahibganj
3. Fulo Devi, aged about 38 years, w/o Satyendra Ray
4. Satyendra Ray, aged about 42 years, s/o Thakur Ray
Both r/o Chhota Panchgarh Jirwabari, P.O.+P.S. & Dist.-
Sahibganj (Jharkhand) ...
Petitioner

Versus

1. The State of Jharkhand
2. Superintendent of Police, P.O. + P.S.-Sahibganj & Dist.-
Sahibganj, Jharkhand
3. Dy. Superintendent of Police, P.O. + P.S.-Sahibganj & Dist.-
Sahibganj, Jharkhand
4. Officer-in-charge, Borio (Jirwabari) Police Station, P.O.+P.S.
& Dist.-Sahibganj ...

----- Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Aman Shekhar, Advocate
For the State : Mr. P.D. Agrawal, Spl. P.P.

Order No.06 Dated- 29.11.2024

Heard the parties.

This criminal miscellaneous petition has been filed at the instance of the petitioners for restoration of Cr.M.P. No. 3498 of 2021 to its original file.

Learned counsel for the petitioners submits that Cr.M.P. No. 3498 of 2021 was dismissed for non-compliance of peremptory order of filing requisites. It is next submitted that the Advocate's clerk due to inadvertence could not file the requisites within the stipulated time hence, the same resulted in dismissal of Cr.M.P. No. 3498 of 2021. It is next submitted that the petitioners have very good grounds to agitate in the said Cr.M.P. No. 3498 of 2021 and unless Cr.M.P. No. 3498 of 2021 is restored to its original file, the petitioners will be highly prejudiced. Hence, it is submitted that the Cr.M.P. No. 3498 of 2021 be restored to its original file.

Considering the aforesaid submission of the learned counsel for the petitioners, Cr.M.P. No. 3498 of 2021 is restored to its original file to the stage at which, it was before its dismissal.

List Cr.M.P. No. 3498 of 2021 under the appropriate heading before the appropriate bench after a week.

(Anil Kumar Choudhary, J.)

Sonu-Gunjan/