

IN THE HIGH COURT OF JHARKHAND AT RANCHI
C.M.P. No. 620 of 2023

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The Union of India through General Manager,
Eastern Railway, Kolkata **.....Petitioner**

Versus

1. Ramdhani Bediya
2. Dhaneshwar Bediya
3. Sunder Bedia
4. The Deputy Commissioner, Hazaribagh **..... Opp. Parties**

CORAM: HON'BLE MR. JUSTICE SANJAY PRASAD

For the Petitioner : Mr. Prashant Pallav, Dy.S.G.I.
Mr. Bakshi Vibha, CGC

For the Opp. Party No. 4: Mr. Prashant Akhouri, SC Mines-I
Mrs. Mohini Gupta, AC to SC Mines-I

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04/04.07.2024 Heard learned counsel for the petitioner and learned counsel for the State.

2. Pursuant to the order dated 19.06.2024 passed by this Court, Sri Tarun Prakash, General Manager, East Central Railway, Hazipur is present in Court today and a show cause has been filed by Mr. Tarun Prakash, General Manager, East Central Railway, Hazipur seeking apology and has stated that due to mistake, the present CMP No. 620 of 2023 has been filed inadvertently.

3. Mr. Prashant Pallav, learned Deputy Solicitor General of India has submitted that the petitioner is present in person in Court and has filed his show cause and has tendered apology. It is submitted that due to inadvertence on the part of the Advocate Clerk, who was not the regular Advocate Clerk of the conducting counsel Mrs. Bakshi Vibha, this error has happened in the present CMP No. 620 of 2023 and such mistake will not be repeated in future and hence, show cause filed by the petitioner may be accepted.

4. Learned counsel for the petitioner further seeks permission to withdraw the present C.M.P. No. 620 of 2023 as earlier C.M.P. No. 616

of 2023 has already been disposed of by this Court by restoring the F.A. No. 87 of 2016 and prays for withdrawal of CMP No. 620 of 2023, I. A. No. 6432 of 2024 has also been filed.

5. No objection has been raised by the learned counsel for the State.

6. It also appears from the record that none had appeared on behalf of the private respondent nos. 1 to 3 in the connected F.A. No. 87 of 2026 except the learned counsel for the State.

7. In view of the submission made above and tendering of apology by the petitioner and in view of the facts and circumstances of the case, the show cause filed on behalf of Mr. Tarun Prakash, General Manager, East Central Railway, Hazipur is accepted with the observation to remain careful.

8. In view of the submission made above, learned counsel for the petitioner is permitted to withdraw this C.M.P. No. 620 of 2023.

9. Accordingly, the instant C.M.P. No. 620 of 2023 is dismissed as withdrawn and stands disposed of.

10. Personal appearances of Sri Tarun Prakash, General Manager, East Central Railway, Hazipur is dispensed with.

11. I. A. No. 6432 of 2024, I. A. No. 6433 of 2024 and I. A. No. 6434 of 2024 stand disposed of.

(Sanjay Prasad, J.)

Kamlesh/