IN THE HIGH COURT OF JHARKHAND AT RANCHI
CrMP No. 3345 of 2024

Anand Prasad … Petitioner

Versus

The State of Jharkhand & Anr. … Opp. Parties

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Ms. Alka Kumari, Adv.
For the State : Mr. Pankaj Kr. Mishra , Addl. PP
For the O.P. No. 2 : In Person

02 / 13.12.2024 Heard the parties.

This criminal miscellaneous petition has been filed at the instance of the petitioners for restoration of CrMP No. 2024 of 2024 to its original file.

Learned counsel for the petitioner submits that the CrMP No. 2024 of 2024 was dismissed for non-prosecution vide order dated 25.11.2024. Learned counsel for the petitioner submits that due to inadvertence, as the case could not be marked, hence the conducing counsel could not appear, when the case was called out, which resulted in dismissal of CrMP No. 2024 of 2024. It is further submitted that the petitioner has very good grounds to agitate in this case and unless the same is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that CrMP No. 2024 of 2024 be restored to its original file.

The opposite party no. 2-victim, in person, submits that she has been harassed by the petitioner by deliberately delaying the matter, hence, she be compensated adequately in terms of cost.

Considering the aforesaid facts, CrMP No. 2024 of 2024 is directed to be restored to its original file subject to showing the proof of depositing of Rs. 25,000/- by the petitioner to the opposite party no. 2-victim in her **bank account no. 2728101009121, IFSC Code – CNRB0002728, Branch – Ranchi Tharpakna, Canara Bank** within four weeks and filing the proof of the same in this court, failing

which, this conditional order shall not be given effect to and this criminal miscellaneous petition shall remain dismissed without further reference to the Bench.

In case, the petitioner files the proof of depositing of Rs. 25,000/- by the petitioner in the **bank account no. 2728101009121, IFSC Code – CNRB0002728, Branch – Ranchi Tharpakna, Canara Bank** of the victim within four weeks, then of CrMP No. 2024 of 2024 be restored to its original file and of CrMP No. 2024 of 2024 be listed after a week of the said payment; before the appropriate bench.

This criminal miscellaneous petition is disposed of accordingly.

(ANIL KUMAR CHOUDHARY, J.)

Smita/-