IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.2405 of 2024

Sunil Kumar, Aged about – 28 years S/o Hariman Dangi, resident of village Baghmundi, P.O. – Karni, P.S. Itkhori, District- Chatra

… Petitioner

Versus

The State of Jharkhand ⋯ Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Rahul Dev, Advocate
For the State : Mr. Prabir Kr. Chatterjee, Spl.P.P.

Order No:-03 Dated:-05-12-2025

Heard the parties.

This Criminal Miscellaneous Petition has been filed by the petitioner with the prayer for restoration of Cr.M.P. No.2397 of 2021 to its original file which stood dismissed for non-compliance of the peremptory order dated 10.12.2021.

Learned counsel for the petitioner submits that Cr.M.P. No.2397 of 2021 stood dismissed for non-compliance of the peremptory order dated 10.12.2021. It is next submitted that by the said order dated 10.12.2021, the petitioner was directed to file supplementary affidavit annexing therewith the proof of the deposit of Rs.2,85,857/- with the Executive Engineer, JBVNL, Chatra. It is then submitted that due to paucity of money, the petitioner could not make the said deposit. Now the petitioner has made the said deposit and the proof of which has been annexed at the brief. It is further submitted that non-compliance of the peremptory order dated 10.12.2021 was neither deliberate nor intentional. It is also submitted that the petitioner has very good grounds to agitate in the said Cr.M.P. No.2397 of 2021 and unless the same is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that the Cr.M.P. No.2397 of 2021 be restored to its original file.

Learned Spl.P.P. appearing for the State has not raised any serious objection.

Considering the aforesaid submission of the learned counsel for the petitioner, Cr.M.P. No.2397 of 2021 is directed to be restored to its original file at the same stage at which it was before its dismissal.

Registry is directed to list Cr.M.P. No.2397 of 2021 before the appropriate Bench after a week.

This Criminal Miscellaneous Petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated:- 05.12.2025
Saroj/