[2026:JHHC:28341]

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.739 of 2026

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1. Mishry Lal Nonia, aged about 72 years, son of late Pokhan Nonia

2. Manmati Devi, aged about 67 years, wife of Mishry Lal Nonia

3. Raju Kumar Chouhan @ Raju Nonia @ Raju Kumar Nonia @ Raju Chouhan, aged about 32 years, son of Mishry Lal Nonia;

Above all resident of Chhota Kharikabad, P.O. & P.S.- Kendawadih, District- Dhanbad

4. Munni Devi, aged about 35 years, wife of Jagdish Beldar, resident of Sahara Pahari, Near Durga Mandap, P.O. & P.S.- Jharia, District- Dhanbad

5. Soni Kumari Chouhan @ Soni Devi, aged about 31 years, wife of Chandan Kumar, resident of Azad Nagar, Near Karamchand Talab, Bhuli, P.O. & P.S.- Bank More, District- Dhanbad.

… Petitioners

Versus

1. The State of Jharkhand

2. Shankar Baildar, aged about 57 years, son of late Devki Baildar, resident of Damoda, P.O. & P.S.- Bokaro Jharia, District- Bokaro

… Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Vikas Kumar, Advocate
For the State : Mr. Shiv Shankar Kumar, Addl. P. P.
For the O.P. No.2 : None

Order No:-03 Dated:-18-09-2026

Heard the parties.

Though notice has validly been served upon the opposite party No.2 yet no one turns up on behalf of the opposite party No.2 in spite of repeated calls.

This criminal miscellaneous petition has been filed by the petitioners with the prayer for restoration of Cr.M.P. No.1771 of 2023 to its original file which stood dismissed for non-compliance of the peremptory order dated 07.01.2026 passed by this Court.

It is submitted by the learned counsel for the petitioners that Cr.M.P. No.1771 of 2023 stood dismissed for non-compliance of the peremptory order dated 07.01.2026 passed by this Court to file a consolidated Cr.M.P. in terms of the order dated 07.01.2026 passed in the said Cr.M.P. No.1771 of 2023. It is next submitted that the amended petition was prepared and filed on time but the same could not be accepted by the filing section as the same was filed without typed copy of the Aadhar Card, hence, the same resulted in dismissal of the said Cr.M.P. No.1771 of 2023 for non-compliance of the said peremptory order dated 07.01.2026 passed by this Court. It is next submitted that non-compliance of the said peremptory order dated 07.01.2026 was neither deliberate nor intentional. It is also submitted that the petitioners have very good grounds to agitate in the said Cr.M.P. No.1771 of 2023 and unless the same is restored to its original file, the petitioners will be highly prejudiced. Hence, it is submitted that the Cr.M.P. No.1771 of 2023 be restored to its original file.

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

Considering the facts of this case and the aforesaid submission of the learned counsel for the petitioners, Cr.M.P. No.1771 of 2023 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.1771 of 2023 before the concerned Bench after a week.

This criminal miscellaneous petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated-18.09.2026-Animesh/