[2026:JHHC:12158]

IN THE HIGH COURT OF JHARKHAND AT RANCHI
CrMP no. 503 of 2026

Ishaat Hussain, aged about 35 years, S/O Late Rahmat Hussain, R/O H. No. 03, Cross Road, 13(A), Zakırnagar (West), P.O. & P.S.- Azadnagar, District- East Singhbhum.
… Petitioner

Versus

1. The State of Jharkhand
2. Gulshan Amir, wife of Shafqat Hussain, permanent and present resident of H. No. 03, Cross Road, 13(A), Zakirnagar West), P.O. & P.S.- Azadnagar, District- East Singhbhum. … Opp. Parties

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Anurag Kashyap, Adv.
For the State : Mr. Vishwanath Roy, Spl. PP
For the O.P.no. 2 : Mr. Agnivesh, Adv.

03 / 24.04.2026 Heard the parties.

This criminal miscellaneous petition has been filed at the instance of the petitioner for restoration of CrMP no. 945 of 2025 to its original file.

Learned counsel for the petitioners submits that the CrMP no. 945 of 2025 was dismissed vide order dated 23.12.2025 for non-compliance of order of filing the consolidated criminal miscellaneous petition within the peremptory time. Learned counsel for the petitioner submits that due to inadvertence, the said order could not be complied with in time, which resulted in dismissal of CrMP no. 945 of 2025. 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. 945 of 2025 be restored to its original file.

Learned Spl. P.P. has no serious objection to the prayer for restoration but learned counsel for the opposite party no. 2 submits that the opposite party no. 2 has been

harassed by the petitioners by delaying the matter, hence, the opposite party no. 2 be compensated adequately in terms of cost.

Considering the facts of the case and the aforesaid submission of the learned counsel for the petitioners, CrMP no. 945 of 2025 is directed to be restored to its original file subject to payment of cost of Rs. 10,000/- by the petitioner to the opposite party no. 2 through his counsel appearing in the record within three weeks, 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 petitioners file the proof of payment of Rs. 10,000/- to the opposite party no. 2 through learned counsel for the opposite party no. 2 appearing in the record, then CrMP no. 945 of 2025 be restored to its original file and CrMP no. 945 of 2025 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.)**

Dated 24.04.2026
Smita/-