IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.2705 of 2026

Murari Prasad Baranwal @ Murari Prasad Barnwal, aged about 70 years, S/o Lae Baldeo Lal, R/o Sri Krishna Bhandar, C.P Drolia Road, (SSM Lalan Road), B. Deoghar, P.O.- Jhaunsagarhi (Sub Office)/Deoghar, P.S.- Deoghar/Deoghar, District- Deoghar-814112, Jharkhand, AADHAR No. 81497577852. … Petitioner

Versus

Union of India through Central Bureau of Investigation (CBI), deriving power under Section 2 of the Delhi Special Police Establishment Act, 1947 and set up by a resolution dated 01.04.1963 of the Central Government of Bharat, having its one of the branch offices at 98HF J29, AHD Cell, Kutchery Road, Malkhana, P.S.- Kotwali, P.O.- GPO, District- Ranchi, Jharkhand 834001 through its Director

… Opposite Party.

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Anil Kumar Singh, Advocate
Mr. Pranay Kr. Sinha, Advocate.
For the U.O.I : Mr. Prashant Pallav, A.S.G.I.
Mr. Bajrang Kumar, A.C. to A.S.G.I.

Order No:-03 Dated:-11-09-2026

Heard the parties.

This Criminal Miscellaneous Petition has been filed by the petitioner with the prayer to modify the order dated 25.11.2021 passed in A.B.A. No. 6921 of 2019 to waive and delete the onerous condition requiring the deposit of Rs.10,00,000/- with the Registrar, Civil Court, Ranchi.

The brief fact of the case is that the petitioner was granted the privilege of anticipatory bail vide order dated 25.11.2021 in A.B.A. No. 6921 of 2019 upon the petitioner to undertake to deposit Rs.10,00,000/- with the Registrar, Civil Court, Ranchi with the condition that he shall be released on bail on depositing of Demand Draft of Rs.10,00,000/- drawn in favour of the Registrar, Civil Court, Ranchi. The petitioner did

not appear before the trail court in terms of the said order even after the expiry of the time period stipulated in the said order to appear before the court concerned. Thereafter the petitioner filed Cr.M.P. No. 1124 of 2022 with the prayer for extension of time to deposit the said amount of Rs.10,00,000/-; vide order dated 02.09.2023, the time period was extended for six weeks from the date of the order to deposit the same, but the petitioner again did not appear before the trial court in terms of the said order but has absconded and avoiding his appearance before the court concerned for about four years. Now, he has come up with a prayer to waive the condition. It is submitted by the learned counsel for the petitioner, that the condition being onerous one the same be waived.

Learned counsel appearing for the Central Bureau of Investigation vehemently opposes the prayer and submits that the prayer made in this petition is a frivolous one and this petition has been filed after the petitioner has absconded for about four years, to avoid the legal necessities of the petitioner appearing before the court concerned. It is next submitted that the prayer is made in this petition, if allowed, will amount to abuse of process of the court. Hence, it is submitted that the prayer as made in this Criminal Miscellaneous Petition, by the petitioner, ought not be allowed.

Keeping in view the petitioner has played fraud upon the Court by past making a false undertaking that he will deposit Rs.10,00,000/- and even though time was extended six weeks on 02.09.2022, but still without any plausible reason, the petitioner is not appear before the trial court. Keeping in view the conduct of the petitioner is not appearing before the court concerned for about four years, this Court is not inclined to give any more chance to the petitioner to appear before the court concerned.

Accordingly, this Criminal Miscellaneous Petition is dismissed.

(Anil Kumar Choudhary, J.)

Dated:- 11.09.2026
Amar/