Neutral Citation No. (2026:JHHC:33124)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W. P. (Cr.) No. 468 of 2026

Sudha Devi W/o Shri Vir Abhimanyu, R/o Village Mayaramtola, PO & PS Dhanwar, District Giridih … … Petitioner

Versus

1. The State of Jharkhand
2. Deputy Commissioner-cum-District Magistrate, Giridih
3. Superintendent of Police, Giridih
4. Sub-Divisional Officer, Khori Mahua, District Giridih
5. Circle Officer, Dhanwar, Giridih
6. Officer-in-Charge, Dhanwar, District Giridih
7. Sonit Kumar Sinha
8. Mohit Kumar Sinha
9. Umesh Kumar Singh
10. Raj Kumar Sinha … … Respondents

CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY

For the Petitioner : Mr. A. K. Sahani, Advocate
For the Respondents : AC to Sr. AAG

2/20.11.2026 Heard Mr. A. K. Sahani, learned counsel for the petitioner and learned AC to Sr. AAG for the State.

In this writ application, the petitioner has prayed for a direction upon the respondents to institute an FIR on a written complaint made by the petitioner dated 28.03.2026.

In the context of the prayer made by the petitioner, reference is made to the case of ***"Sakiri Vasu Vs. State of U.P. & others"*** reported in *(2008) 2 SCC 409*, wherein it has been held as follows:

> "**26**. *If a person has a grievance that his FIR has not been registered by the police his first remedy is to approach the Superintendent of Police under Section 154(3) Cr.P.C. or other police officer referred to in Section 36 Cr.P.C. If despite approaching the Superintendent of Police or the officer referred to in Section 36 his grievance still persists, then he can approach a Magistrate under Section 156(3) Cr.P.C. instead of rushing to the High Court by way of a writ petition or a petition under Section 482 Cr.P.C. Moreover, he has a further remedy of filing a criminal complaint under Section 200 Cr.P.C. Why then should writ petitions or Section 482 petitions be entertained when there are so many alternative remedies?*

> **27**. *As we have already observed above, the Magistrate has very wide powers to direct registration of an FIR and to ensure a proper investigation and for this purpose he can monitor the investigation to ensure that the investigation is done properly (though he cannot investigate himself). The High Court should discourage the practice of filing a writ petition or petition under Section 482 Cr.P.C. simply because a person has a grievance that his FIR has not been registered by the police, or after being registered, proper investigation has not been done by the police. For this grievance, the remedy lies under Sections 36 and 154(3) before the police officers concerned, and if that is of no avail, under Section 156(3) Cr.P.C. before the Magistrate or by filing a criminal complaint under Section 200 Cr.P.C. and not by filing a writ petition or a petition under Section 482 Cr.P.C."*

In view of the alternative remedy available to the petitioner, this application stands disposed of with the liberty to the petitioner to avail of the said remedy.

(Rongon Mukhopadhyay, J)

20th November
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R. Shekhar Cp 3