[2026:JHHC:32742]

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.2671 of 2026

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1. Gopal Sharma @ Ram Gopal Sharma, Aged about 75 years, Son of Late Govind Ram Sharma, Resident of 1766, Shiv Hamunam Mandir, Near Cable Town, P.O. & P.S.- Golmuri, Jamshedpur, District- East Singhbhum, Jharkhand

2. Gulab Sharma @ Gulab Chand Sharma, Aged about 50 years, Son of Sri Ram Gopal Sharma, Resident of 1767, 13/141, Kanchan Nagar, P.O. & P.S.- Burma Mines, Jamshedpur, District- East Singhbhum, Jharkhand

3. Subhash Sharma, Aged about 44 years, Son of Sri Ram Gopal Sharma, Resident of 1766, Shiv Hamunam Mandir, New Cable Town, P.O. & P.S.- Golmuri, Jamshedpur, District- East Singhbhum, Jharkhand … Petitioners

Versus

1. The State of Jharkhand

2. Vishal Kumar Singh, Son of Devendra Singh, Resident of Old DS-5, Cable Tawn, P.O. & P.S.- Golmuri, Jamshedpur, District- East Singhbhum, Jharkhand … Opposite Parties

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CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Lal Vikram Nath Shahdeo, Advocate
For the State : Ms. Kumari Rashmi, Addl. P. P.
For the O.P. No.2 : None

Order No:-03 Dated:-06-11-2026

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.764 of 2023

its original file which stood dismissed for non-prosecution on 17.06.2026.

It is submitted by the learned counsel for the petitioners that Cr.M.P. No.764 of 2023 stood dismissed for non-prosecution on 17.06.2026 by this Court. It is next submitted that as the counsel for the petitioners could not mark the list, hence, no one appeared before this Court when the said Cr.M.P. No.764 of 2023 was called out resulting in dismissal of the said Cr.M.P. No.764 of 2023 for non-prosecution. It is next submitted that non-prosecution before this Court on 17.06.2026 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.764 of 2023 and unless the same is restored to its original file, the petitioners will be highly prejudiced. Hence, it is submitted that Cr.M.P. No.764 of 2023 be restored to its original file.

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

Considering the aforesaid submission of the learned counsel for the petitioners, Cr.M.P. No.764 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.764 of 2023 before the concerned Bench after a week.

This criminal miscellaneous petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated- 06.11.2026-Animesh/