IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.2698 of 2026

Ugdev Kumar Son of Lurak Saw aged about 24 years, resident of Village Koyad, Saradhu Tandwa P.O. & PS.- Tandwa, District-Chatra, Jharkhand.

… Petitioner

Versus

The State of Jharkhand

… Opposite Parties.

For the Petitioner : Mr. Prashant Kumar Rahul, Advocate.
For the State : Mr. Sunil Kumar Dubey, Addl.P.P.
(Through Video Conferencing)

P R E S E N T

HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

By the Court:- Heard the parties.

2. This Criminal Miscellaneous Petition has been filed invoking the jurisdiction of this Court under Section 528 of the B.N.S.S., 2023. with the prayer to quash the order dated 22.07.2026 passed by learned Judicial Magistrate, 1st Class, Ramgarh in connection with Gola P.S. Case no. 18 of 2026 whereby and whereunder learned Judicial Magistrate, 1st Class, Ramgarh has ordered for issue of the proclamation under Section 84 of the B.N.S.S. and fixed time and place for appearance of the petitioner; who is the accused person of the case 02.09.2026 at 11 AM.

3. It is submitted by the learned counsel for the petitioner that the petitioner has played no role in the entire process. Hence, it is submitted that the prayer as prayed for in this Cr.M.P. be allowed.

4. The learned Additional Public Prosecutor vehemently opposes the prayer and submits that the learned Magistrate has recorded its satisfaction that the petitioner who is the accused persons of the case is

absconding and concealing himself to evade his arrest and after being so satisfied, has ordered to issued proclamation of process under Section 84 of the B.N.S.S., 2023 fixing the time and place for appearance of the petitioner. It is then submitted that thus the impugned order dated 22.07.2026 passed in Gola P.S. Case No. 18 of 2026 (S) do not warrant any interference of this Court in exercise of its power under Section 528 of the B.N.S.S., 2023. It is lastly submitted that this Criminal Miscellaneous Petition being without any merit be dismissed.

5. Having heard the submissions made at the Bar and after carefully going through the materials available in the record, this Court finds that the learned Judicial Magistrate has recorded its satisfaction that the petitioner is absconding and concealing himself to evade his arrest as he is involved inter alia of the non-bailable offence punishable under Section 309(4) of B.N.S., 2023. The learned Judicial Magistrate has fixed the time and place for appearance of the petitioner; who is the accused person this case. Hence, this Court do not find any illegality in the impugned order warranting interference of this Court in exercise of its power under Section 528 of the B.N.S.S., 2023.

6. Accordingly, this criminal miscellaneous petition being without any merit is dismissed.

(Anil Kumar Choudhary, J.)

High Court of Jharkhand, Ranchi
Dated the 07th September, 2026
AFR/ Amar

Uploaded on- 11/09/2026