IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.2982 of 2026
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1. Diksha Kumari aged about 30 years wife of Prashant Nand Tiwary
2. Prashant Nand Tiwary aged about 32 years son of Late Upandra Nand Tiwary @ Niraj Nand Tiwari @ Vipendra Nand
   Both R/o Village Kandri, Mandar, P.O. Karkra, P.S. Mandar, District- Ranchi (Jharkhand)
3. Pravin Tiwari, aged about 38 years, son of Vishv Prakash Tiwari R/o Village Kharka, P.o. Kharka, P.S. Gumla, District – Gumla, (Jharkhand)
4. Shivendra Tiwari @ Shivendu Nand Tiwari aged about 38 years, son of Ramesh Nand Tiwari R/o Village Pungi PO Karkra, PS Mandar, District Ranchi (Jharkhand)
5. Shobha Devi aged about 35 years, wife of Shivendra Tiwary @ Shivendu Nand Tiwari, R/o Village Pungi P.O. Karkra P.S. Mandar, District – Ranchi (Jharkhand)
6. Ganga Devi @ Kalpana Devi, aged about 53 years, wife of Arun Nand Tiwari, R/o Village Kandri, P.O. Karkra PS Mandar, District – Ranchi (Jharkhand)
7. Puja Devi, aged about 34 years, wife of Sonam Tiwari @ jay Shankar Tiwari R/o Indarpuri Piska More Ranchi, PO Hehal, PS Sukhdeonagar, District – Ranchi, (Jharkhand)
8. Sonam Tiwari @ Jay Shankar Tiwari, aged about 38 years, R/o Indarpuri Piska More, Ranchi, P.O. Hehal, PS Sukhdeonagar, District – Ranchi (Jharkhand);
9. Satya Tiwari, aged about 55 years, wife of Vishv Prakash Tiwari, R/o Village Pungi P.O. Karkra P.S. Mandar, District – Ranchi (Jharkhand)

… Petitioners

Versus

1. The State of Jharkhand
2. Purnima Kumari, D/o Late Upendra Nand Tiwari, aged about 32 years, permanent resident of Village Kandri, P.O. and P.S. – Mandar, District Ranchi (Jharkhand), presently residing at Ramvanti Enclave Second Floor, Ratu Road, PO Hehal, PS Sukhdeonagar, District Ranchi, (Jharkhand).

… Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Suraj Kishore Prasad, Advocate
For the State : Mrs. Vandana Bharti, Addl.P.P.
For the O.P. No.2 : Mr. Rohit Rn. Singh, Advocate

Order No:-03 Dated:-30-10-2026

Heard the parties.

This Criminal Miscellaneous Petition has been filed by the petitioners with the prayer for restoration of Cr.M.P. No. 137 of 2026 to its original file which stood dismissed for non-prosecution vide order dated 03.08.2026.

Learned counsel for the petitioners submits that Cr.M.P. No. 137 of 2026 was dismissed for non-prosecution vide order dated 04.08.2025. It is next submitted that Cr.M.P. No. 137 of 2026 was listed before this Bench on 03.08.2026 but no one turned up on behalf of the petitioners in spite of repeated calls when Cr.M.P. No. 137 of 2026 was called out for hearing as due to some unavoidable circumstances relating to his family dispute, the learned counsel could not appear before this Court; which resulted in dismissal of Cr.M.P. No. 137 of 2026 for non-prosecution vide order dated 03.08.2026. It is further submitted that the said non-appearance of the learned counsel for the petitioners 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. 137 of 2026 and unless the same is restored to its original file, the petitioners will be highly prejudiced. Hence, it is submitted that the Cr.M.P. No. 137 of 2026 be restored to its original file.

Learned counsel for the State has not raised any serious objection to the prayer of the petitioner.

Considering the aforesaid submission of the learned counsel for the petitioners, Cr.M.P. No. 137 of 2026 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. 137 of 2026 before the appropriate Bench after a week.

This Criminal Miscellaneous Petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated:-30.10.2026
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