IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Revision No. 1151 of 2025

Sunil Kumar, aged about 55 years, S/o Late Kashi Mahtha, R/o Near Mayaganj Mandir, P.O. & P.S.-Rajgir, District-Nalanda, Bihar

... ... **Petitioner**

Versus

1. The State of Jharkhand
2. Bishwanath Prasad, aged about 59 years, S/o Late Saudagar Prasad Yadav, R/o Krishnapuri, Road No.1, P.O.-Hazaribag, P.S.-Sadar, District-Hazaribag, Jharkhand

… … **Opp. Parties**

CORAM: HON'BLE MR. JUSTICE PRADEEP KUMAR SRIVASTAVA

For the Petitioner : Mr. Mohit Prakash, Advocate
For the State : None

Order No. 02/ Dated: 24th March, 2026

1. It appears that the instant criminal revision has been filed against the order dated 07.11.2025 passed by the learned Chief Judicial Magistrate, Hazaribagh in Complaint Case No. 1769 of 2017 whereby and whereunder the learned Court has partly allowed the petition for discharge filed by the petitioner.

2. It further appears that the present criminal revision has been directly preferred before this Hon'ble Court without taking recourse before the Sessions Court.

3. Although there is no statutory bar on presenting the criminal revision directly before the High Court due to inherent jurisdiction as per the statute, but as a matter of fact that if the effective alternative remedy is available at the door step to the petitioner in the District Court, the petitioner has to go before the Sessions Judge and take proper recourse in filing revision before him.

4. After some argument, learned counsel for the petitioner submits that he wants to withdraw this criminal revision with liberty

to file the same before the concerned Sessions Court and the matter of limitation may be directed to considered sympathetically.

5. Accordingly, this revision is dismissed as withdrawn with the aforesaid liberty with direction to the trial court that the time consumed during pendency of this revision before the High Court shall be taken into consideration at the time of admission of the criminal revision.

(Pradeep Kumar Srivastava, J.)

24.03.2026
Arpit
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