[2026:JHHC:27434]

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.3767 of 2025

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1. Bhola Sahu @ Anil Sahu @ Bhola Kumar Sahu, Aged about 32 years,

2. Birsa Sahu @ Saroj Sahu, Aged about 44 years,

3. Daswa Sahu @ Shravan Sahu, Aged about 39 Years,

All 3 sons of- Late Chunnu Lal Sahu,

4. Mahavir Sahu, Aged about 87 years, Son of Late- Parsu Sahu,

5. Pradeep Sahu, Aged about, 56 Years, S/o- Bhawani Shankar Sahu

All R/o- Village Hochar, PO- Husir, PS- Kanke, Dist- Ranchi

… Petitioners

Versus

1. The State of Jharkhand

2. Surendra Prasad, Aged about 52 Years, Son of Late Rajeshwar Prasad Singh, R/o- Neelanchal Kothi Compound, Piska More, Ratu Road, PO- Hehal, PS- Sukhdeonagar, Dist- Ranchi

… Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Avishek Prasad, Advocate
For the State : Ms. Priya Shrestha, Spl. P. P.
For the O.P. No.2 : None

Order No:-03 Dated:-11-09-2026

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 a prayer for restoration of Cr.M.P. No.1433 of 2024

to its original file which stood dismissed for non-compliance of the peremptory order dated 18.10.2024 passed by this Court.

It is submitted by the learned counsel for the petitioners that Cr.M.P. No.1433 of 2024 stood dismissed for non-compliance of the peremptory order dated 18.10.2024 passed by this Court to file a supplementary affidavit annexing therewith the copy of the demand draft of Rs. 1,50,000/- drawn by the petitioner No. 1 and copy of the demand draft of Rs. 2,00,000/- drawn by the petitioner No. 4 in favour of the complainant in terms of the order dated 02.11.2023 passed in A.B.A. No. 954 of 2023. It is next submitted that due to inadvertence, the said affidavit could not be filed within the stipulated time which resulted in dismissal of the said Cr.M.P. No.1433 of 2024 for non-compliance of the said peremptory order dated 18.10.2024 passed by this Court. It is next submitted that non-compliance of the said peremptory order dated 18.10.2024 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.1433 of 2024 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.1433 of 2024 be restored to its original file.

Learned Spl.P.P. 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.1433 of 2024 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.1433 of 2024 before the concerned Bench after a week.

This criminal miscellaneous petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated-11.09.2026-Animesh/