(2026:JHHC:12917)

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr.M.P. No. 168 of 2026

Satish Kumar Sharma, aged about 65 years, s/o late Murari Sharma, resident of House No. E/2, Centre Market, Sector II/D, P.O. & P.S.-B.S. City, Dist.-Bokaro

… Petitioner

Versus

1. The State of Jharkhand
2. Suresh Kumar Sahu, son of late Ranglal Sahu, resident of Dugda, P.O. & P.S.-Dugda, Dist.-Bokaro

… Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Manoj Kr. Choubey, Advocate
For the State : Mr. P.K. Chatterjee, Spl. P.P.
For O.P. No.2 : Mr. Subhneet Jha, Advocate

Order No.04 Dated- 01.05.2026

Heard the parties.

This criminal miscellaneous petition has been filed at the instance of the petitioner for restoration of Cr.M.P. No. 3507 of 2023 to its original file.

Learned counsel for the petitioner submits that Cr.M.P. No. 3507 of 2023 was dismissed for non-prosecution. It is next submitted that due to appointment with doctor, the counsel for the petitioner could not appear before this Court when the case was called out and the same resulted in dismissal of Cr.M.P. No. 3507 of 2023. It is further submitted that the petitioner has very good grounds to agitate in this Cr.M.P. No. 3507 of 2023 and unless Cr.M.P. No. 3507 of 2023 is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that Cr.M.P. No. 3507 of 2023 be restored to its original file.

Learned counsel for the opposite party no.2 submits that the petitioner is deliberately delaying the matter and harassing the

opposite party no.2 by lingering the same. Hence, the opposite party no.2 be adequately compensated with costs.

Considering the aforesaid submission of the learned counsel for the petitioner, Cr.M.P. No. 3507 of 2023 is restored to its original file to the stage at which, it was before its dismissal subject to payment of costs of Rs.2,000/- by the petitioner to the opposite party no.2 through the counsel appearing in the record within two weeks, failing which, this conditional order shall not be given effect to and this criminal miscellaneous petition shall stand dismissed without further reference to the Bench.

In case, the petitioner files the proof of payment of costs of Rs.2,000/- by the petitioner to the opposite party no.2 through the counsel appearing in the record within two weeks, list Cr.M.P. No. 3507 of 2023 under the appropriate heading after a week before the appropriate Bench.

(Anil Kumar Choudhary, J.)

01.05.2026
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