IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.4094 of 2023
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1. Rohit Choudhary @ Rohit Chowdhary, aged about 37 years, son of Late Amrendra Nath Choudhary,

2. Anurupa Choudhary @ Anurupa Chowdhary, aged about 65 years, widow of Late Amrendra Nath Choudhary

Both resident of Duplex No- 6, Astha Hitech City, Sonari, Post Sonari, Police Station Sonari, Town Jamshedpur, District East Singhbhum … Petitioners

Versus

1. The State of Jharkhand

2. Rajesh Kumar, son of Chhathi Lal Prasad, Resident of Block No-281/2/1, Road No.-09, Adityapur-2, Post R.I.T, Police Station R.I.T., District Seraikella Kharsawan … Opposite Parties

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For the Petitioners : Mr. Abhishek Kr. Dubey, Advocate
Mr. Harsh Utsav, Advocate
For the State : Mr. Subodh Kr. Dubey, Addl.P.P.
For the O.P. No.2 : Mr. Manjeet Kr. Chaudhary, Advocate

P R E S E N T

HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

By the Court:- **I.A. No.13045 of 2026**

Heard the parties.

Learned counsel for the petitioners submits that this interlocutory application has been filed for early hearing of this Cr.M.P.

Since, the hearing of this Cr.M.P. is taken up today, hence, this interlocutory application stands disposed of being infructuous.

(Anil Kumar Choudhary, J.)

Cr.M.P. No.4094 of 2023

This Criminal Miscellaneous Petition has been filed invoking the jurisdiction of this Court under Section 482 of the Code of Criminal Procedure, 1973 with the prayer to quash the entire criminal proceedings including the order dated 11.09.2024 passed by the learned Chief Judicial Magistrate, Seraikella whereby and where under the learned Magistrate has found *prima facie* case for the offences punishable under Section 406, 420/34 of the Indian Penal Code in connection with Adityapur P.S. Case No.127 of 2023 corresponding to G.R. Case No.447 of 2024.

2. The undisputed fact remains that the trial has proceeded substantially and so far four prosecution witnesses have been examined.

3. Keeping in view the substantial progress made in the trial and as this Court is not empowered to appreciate the evidence which has been put forth by the prosecution in the trial court by way of examination of the witnesses, in exercise of the power of this Court under Section 482 of the Code of Criminal Procedure, 1973, this Court is not inclined to accede to the prayer of the petitioner to quash the entire criminal proceeding at the fag end of the trial and leave it open for the trial court to take a call on the grounds taken by the petitioner in this Cr.M.P.

4. Accordingly, this Cr.M.P.. is disposed of with a direction to the learned trial court to consider the grounds taken by the petitioner in

this Cr.M.P. at the appropriate stage; if agitated by the petitioner before the trial court.

5. This Cr.M.P. stands disposed of accordingly.

6. In view of disposal of the instant Cr.M.P., I.A. No.6768 of 2026 stands disposed of being infructuous.

(Anil Kumar Choudhary, J.)

High Court of Jharkhand, Ranchi
Dated the 15th of September, 2026
AFR/ Animesh
Uploaded on- 16/09/2026