

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr. Appeal (DB) No. 302 of 1997(P)

Narayan Hembram @ Oti @ Dhena Hembram & Ors.

---- --- **Appellants**

Versus

The State of Bihar (Now Jharkhand) --- --- **Respondent**

CORAM: HON'BLE MR. JUSTICE SUJIT NARAYAN PRASAD
HON'BLE MR. JUSTICE SANJAY PRASAD

For the Appellants	: Mrs. Rajni Singh, Advocate
	Mr. P. K. Verma, Advocate
For the Respondent	: Mrs. Anuradha Sahay, A.P.P.

Order No.19 Dated: 20th March, 2026

1. An affidavit has been filed on behalf of the State pursuant to the order dated 26.03.2007 relating to the order dated 20.12.2025 with respect to live status of the appellants. It appears from the said affidavit the same has been based upon the certificate given by the Mukhiya of the concerned gram panchayat. The Officer In-charge while submitting the report although has called upon the family members of the deceased, the appellants herein, to produce the death certificate, but the same has not been produced by them. The Officer In-charge, therefore, based upon the certificate given by the Mukhiya has submitted a report communicating it to the learned Additional Public Prosecutor stating at para-2 that the appellant namely, 1. Narayan Hembram, S/O Late Etwar Hembram, 2. Bablu Hembram, S/O Late Etwar Hembram, 3. Munshi Hembram, S/O Late Matal Hembram, 4. Nikudish Hembram, S/O Late Singrai Hembram, 5. Hopna Hembram, S/O Late Singrai Hembram, all R/O Village- Bara Dhamni, PS & Block- Sunder Pahari, District- Godda have died during pendency of this appeal.

2. This Court in order to have the corroboration of the aforesaid report is of the view that the S.P., Godda will submit a report after enquiry by taking the details of the property owned by the appellants, after verifying the original documents pertaining to the

immovable property by calling upon the family members and other appellants who are reported to have died and file an affidavit.

3. The S.P., Godda is also directed to report as to whether the death certificates of the appellants have been issued or not. If issued, then why it was not brought on record in the affidavit and if not issued, then why it was not issued even though issuance of death certificate is mandatory. Such affidavit shall be personally sworn by the S.P., Godda. The matter is being deferred to be posted after two weeks.

4. List this matter on 24.04.2026.

5. In addition thereto, let Syman Marandi, who has been examined as P.W.3, be impleaded as respondent No.2. Office to make necessary addition in the array of the respondents.

6. Office is directed to issue notice upon Syman Marandi (P.W.3) both under the Speed post as well as ordinary process.

(Sujit Narayan Prasad, J)

(Sanjay Prasad, J)

Dated:20.03.2026
Jay/-