

(2026:JHHC:4118)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
C.M.P. No.163 of 2025

S. Sohail Akhtar @ Syed Sohail Akhtar, aged about 52 years, Son of Late Syed Imteyaz Ahmad, Resident of Road No.11, Zakir Nagar, P.O.-Azad Nagar, P.S.-Azad Nagar, Town Jamshedpur, District-East Singhbhum.

... Petitioner

Versus

M/s Tata Motors Ltd. through its Plant Head having its office and Works at TELCO, P.O. & P.S.-Telco, Town Jamshedpur, District-East Singhbhum.

... Opposite Party

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Deepak Kr. Sinha, Advocate

For the OP : Ms. Rashmi Kumar, Advocate

Order No:-03 Dated:-13-02-2026

Heard the parties.

This civil miscellaneous petition has been filed by the petitioner with the prayer for restoration of W.P.(L). No.437 of 2020 to its original file which stood dismissed for non-compliance of the order dated 25.01.2024.

It is submitted by the learned counsel for the petitioner that W.P.(L). No.437 of 2020 stood dismissed for non-compliance of the order dated 25.01.2024. It is next submitted that due to inadvertent mistake on the part of the Advocate's Clerk, the learned counsel for the petitioner could not deposit Rs.1,000/- with the Jharkhand State Legal Services Authority (JHALSA) within the stipulated time; which resulted in dismissal of the said W.P.(L). No.437 of 2020 for non-compliance of the order dated 25.01.2024. It is next submitted that non-compliance of the said order dated 25.01.2024 was neither deliberate nor intentional. It is also submitted that the petitioner has very good grounds to agitate in the said W.P.(L). No.437 of 2020 and unless the same is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that the W.P.(L). No.437 of 2020 be restored to its original file.

Learned counsel for the opposite party vehemently opposes the prayer of the petitioner for restoration of the said W.P.(L). No.437 of 2020

and submits that the opposite party will unnecessarily be harassed if the same is restored to its original file, hence, the opposite party be compensated adequately, in terms of cost.

Considering the aforesaid submission of the learned counsel for the petitioner, W.P.(L). No.437 of 2020 is directed to be restored to its original file, at the same stage at which it was before its dismissal, subject to payment of cost of Rs.5,000/- by the petitioner to the opposite party through his counsel appearing in the record, within two weeks from the date of this order.

Registry is directed to list W.P.(L). No.437 of 2020 before the concerned Bench after two weeks only if the petitioner files the proof of payment of the cost of Rs.5,000/- to the opposite party through his counsel appearing in the record within two weeks from the date of this order failing which this conditional order shall not be given effect to and W.P.(L). No.437 of 2020 shall remain dismissed.

This civil miscellaneous petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)