

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.1109 of 2025

Sitaram Sahu & Others

...

Petitioners

Versus

The State of Jharkhand & Another

...

Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Pankaj Srivastava, Advocate

Ms. Haripriya Kumari, Advocate

For the State

: Mr. Subodh Kr. Dubey, Addl. P. P.

Order No:-06 Dated:-08-07-2026

I.A. No.8867 of 2026

Heard the parties.

Learned counsel for the petitioners submits that this interlocutory application has been filed with the prayer to amend the instant Cr.M.P. by incorporating the additional prayer of quashing the order dated 11.05.2026 passed in Complaint Case No.8067 of 2023 by the learned Judicial Magistrate-1st Class, Ranchi by which substance of acquisition has been explained to the petitioner. It is further submitted that the petitioner also intends to incorporate paragraph- 12 A after paragraph- 12 in the instant Cr.M.P. in support of the additional prayer. It is further submitted that the amendment is necessitated because of the developments which took place after filing of the instant Cr.M.P. It is also submitted that though prayer has also been made in paragraph-4 of this I.A. to incorporate the prayer for challenging the order dated 11.05.2026 but the same is a vague prayer. It is next submitted that the proposed amendment will not change the nature and character of the instant Cr.M.P. It is next submitted that unless the proposed amendment is allowed, the petitioner will be highly prejudiced.

Accordingly, the prayer, as prayed for in paragraph-4 of this I.A, being a vague one, is rejected.

Considering the facts of the case, the prayer to carry out the proposed amendments as prayed for in paragraph-5 and 6 of the instant interlocutory application, are allowed and the proposed amendment made in paragraph-4 of this Interlocutory Application being a vague one is rejected.

The petitioner is directed to file a consolidated Cr.M.P. incorporating the proposed amendments allowed by this order within two weeks from the date of this order failing which; this Cr.M.P. shall stand dismissed without further reference to the Bench.

Accordingly, this interlocutory application is allowed.

(Anil Kumar Choudhary, J.)

I.A. No.8155 of 2026

Learned counsel for the petitioners submits that this interlocutory application has been filed with the prayer to stay the proceedings of Complaint Case No.8067 of 2023 pending in the court of learned Judicial Magistrate-1st Class, Ranchi. It is further submitted that the extreme urgency is that the learned Judicial Magistrate-1st Class XXII at Ranchi is continuing with the case after explaining the substance of acquisition. It is further submitted that the last date fixed was 22.06.2026 and on that date, no witness was examined by the prosecution and the next date fixed is 22.07.2026. It is further submitted that unless the proceedings of Complaint Case No.8067 of 2023 is stayed, the petitioner will suffer irreparable loss and mental agony. Hence, it is submitted that the prayer, as prayed for in this interlocutory application, be allowed.

Learned Addl. P. P. appearing for the State submits that there is no urgency in the said case and since the substance of acquisition has already been explained hence, there is no harm in allowing the trial court to proceed with recording the evidence.

Therefore, it is submitted that this frivolous petition, being without any merit, be dismissed.

Having heard the rival submissions made at the Bar and after carefully going through the materials available in the record, this Court is of the considered view that since substance of acquisition has already been explained to the petitioner, there is no rhyme or reason to restrain the learned Judicial Magistrate-1st Class, Ranchi to proceed with the trial. Accordingly, this interlocutory application, being without any merit, is dismissed.

(Anil Kumar Choudhary, J.)

Cr.M.P. No.1109 of 2025

List this Cr.M.P. after filing of the consolidated Cr.M.P.

(Anil Kumar Choudhary, J.)