

(2025:JHHC:18911)

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.843 of 2025

Shiv Kumar Raut, aged about 40 years, S/o Bhagya Narayan Raut,
R/o Edalhatu, P.O. & P.S. Bariatu, District Ranchi, Jharkhand.

... Petitioner

Versus

1. The State of Jharkhand
2. Koshalya Kumari Raut, W/o Shiv Kumar Raut, R/o Edalhatu,
P.O. & P.S. Bariatu, District Ranchi, Jharkhand.

... Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioner : Mr. Rishu Ranjan, Advocate

For the State : Mr. Subodh Kr. Dubey, Addl.P.P.

Order No:-03 Dated:-11-07-2025

Heard the parties.

This Criminal Miscellaneous Petition has been filed by the petitioner with a prayer for restoration of Cr.M.P. No.573 of 2021 to its original file which stood dismissed for non-compliance of peremptory order dated 09.04.2021.

It is submitted by the learned counsel for the petitioner that Cr.M.P. No.573 of 2021 stood dismissed for non-compliance of peremptory order dated 09.04.2021 for filing supplementary affidavit annexing therewith the proof of deposit of money, peremptorily within eight weeks. It is next submitted that the petitioner could not arrange the money within the stipulated time; which resulted in dismissal of the said Cr.M.P. No.573 of 2021 for non-compliance of peremptory order dated 09.04.2021. It is next submitted that non-compliance of peremptory order dated 09.04.2021 was neither deliberate nor intentional. It is also submitted that the petitioner has very good grounds to agitate in the said Cr.M.P. No.573 of 2021 and unless the same is restored to its original file, the petitioner will be highly prejudiced. Hence, it is submitted that the Cr.M.P. No.573 of 2021 be restored to its original file.

Learned counsel appearing for the State has not raised any serious objection.

Considering the aforesaid submission of the learned counsel for the petitioner and the facts of this case, Cr.M.P. No.573 of 2021 is directed to be restored to its original file at the same stage at which it was before its dismissal.

Registry is directed to list Cr.M.P. No.573 of 2021 before the concerned Bench after a week.

This Criminal Miscellaneous Petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Abhiraj/