

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.1096 of 2026

1. Kumar Gaurav @ Vicky Singh @ Vicky, aged about 32 years, son of Upendra Prasad Singh, resident of Village Nawadih Rampur, P.O. - Mallahra, P.S. - Rikhiya, Dist.- Deoghar
2. Rintu Devi, aged about 40 years, wife of Mrigendra Pratap Singh, resident of Village Dumariya, P.O. - Chandpur, P.S.- Kursela, Dist- Katihar (Bihar)
3. Mrigendra Pratap Singh @ Tunna Singh, aged about 48 years, son of Shri Nagendra Pratap Singh, resident of village Dumariya, P.O. - Chandpur, P.S.- Kursela, Dist- Katihar, (Bihar)
4. Nutan Devi, aged about 36 years, wife of Pankaj Kumar Singh, resident of village Aguaani, P.O. - Parvatta, P.S. - Parvatta, Dist- Khagariya (Bihar)
5. Pankaj Kumar Singh, aged about 40 years, son of Shri Dharaveer Singh, resident of village Aguaani, P.O. & P.S. - Parvatta, Dist- Khagariya (Bihar).
6. Usha Devi, aged about 53 years, wife of Late Upendra Kumar Singh, resident of village Dadri Dhanraj, P.O.- Kothiya, P.S.- Bangra, Dist- Samastipur (Bihar)

... Petitioners

Versus

1. The State of Jharkhand
2. Smt. Madhumala Devi, wife of Kumar Gaurav @ Vicky Singh, D/O Shri Alakhdev Singh, presently residing at Nawadih, P.O. - Malhara, P.S. - Rikhiya, District- Deoghar.

... Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Anurag Kashyap, Advocate
For the State : Mr. Prabir Kr. Chatterjee, Spl.P.P.
For the O.P. No.2 : Mr. Pran Pranay, Advocate

Order No:-03 Dated:-31-07-2026

Heard the parties.

This Criminal Miscellaneous Petition has been filed by the petitioners with the prayer for restoration of Cr.M.P. No. 814 of 2019 to

its original file which stood dismissed for non-prosecution vide order dated 04.08.2025.

Learned counsel for the petitioners submits that Cr.M.P. No. 814 of 2019 was dismissed for non-prosecution vide order dated 04.08.2025. It is next submitted that Cr.M.P. No. 814 of 2019 was listed before this Bench on 04.08.2025 but no one turned up on behalf of the petitioners in spite of repeated calls when Cr.M.P. No. 814 of 2019 was called on for hearing as earlier some other advocate was appearing in that Cr.M.P. and due to inadvertence, the present counsel could not appear; which resulted in dismissal for non-prosecution vide order dated 04.08.2025. It is further submitted that non-appearance of the learned counsel for the petitioners was neither deliberate nor intentional. It is also submitted that the petitioners have very good grounds to agitate in the said Cr.M.P. No. 814 of 2019 and unless the same is restored to its original file, the petitioners will be highly prejudiced. Hence, it is submitted that the Cr.M.P. No. 814 of 2019 be restored to its original file.

Learned counsel for the State and the learned counsel for the opposite party No.2 have not raised any serious objection to the prayer of the petitioners.

Considering the aforesaid submission of the learned counsel for the petitioners, Cr.M.P. No. 814 of 2019 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. 814 of 2019 before the appropriate Bench after a week.

This Criminal Miscellaneous Petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated:- 31.07.2026
Saroj/