

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(Cr.) No. 9703 of 2026 (Filing No.)

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| 1. | M/s. Kaby Fabcons Private Limited | |
| 2. | Mr. Govind Agarwal | --- Petitioners |

Versus

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| 1. | The State of Jharkhand | |
| 2. | The Sub Divisional Magistrate, Saraikela | |
| 3. | Circle Officer, Saraikela Kharswan. | |
| 4. | The Deputy Commissioner, Kharswan. | |
| 5. | Ghasi Ram Sardar | --- --- Respondents |

CORAM: **Hon'ble Mr. Justice Rongon Mukhopadhyay**

For the Petitioners :	Mr. M.S. Mittal, Sr. Adv.
	Mr. Salona Mittal, Adv.
	Mrs. Lavanya Gadodia Mittal, Adv.
	Mr. Yashdeep Kanhai, Adv.
	Mr. Arya Vardhan Singh, Adv.
	Mr. Divya Choudhary, Adv.
	Mr. Sourav K. Jha, Adv.

For the State :	A.C. to G.A.-III
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03/16.06.2026 It has been submitted by Mr. M.S. Mittal, learned senior counsel for the petitioners that the petitioners had purchased a plot of land from Motu Sardar but subsequent thereto 144 Cr.P.C. proceedings was initiated and though there was an application from the side of the applicant to convert the said proceedings into 145 Cr.P.C. proceedings but the same was declined vide order dated 14.05.2025 since two months had already expired. It has been submitted that Hari Ram Sardar had initiated the earlier proceedings and after the said proceedings was dropped another proceeding was initiated at the behest of the son of Hari Ram Sardar and despite the Police report indicating that the petitioners had purchased the said plot of land from Motu Sardar the application preferred by Ghasi Ram Sardar for converting the 144 Cr.P.C. proceedings into 145 Cr.P.C. proceedings has been allowed. Mr. Mittal submits that since the notice dated 09.06.2026 is a subsequent development, he has filed an amendment application through I.A. No. 7756 of 2026 with a prayer for incorporating the challenge made to the notice dated 09.06.2026.

Issue notice to the respondent no. 5 as to why this application shall not be admitted and/or disposed of at the admission stage itself, for which, requisites etc. under speed post as well as under ordinary process be filed within a period of two weeks.

Learned A.C. to G.A.-III is directed to take instruction and file a counter affidavit within a period of four weeks.

Let this case be listed under the heading for 'Admission' after notice is served upon the respondent no.5.

Until further orders, the proceedings in connection with Misc. Case No.04/2026 shall remain stayed.

(Rongon Mukhopadhyay, J.)

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Uploaded on : 17/06/2026*