

IN THE HIGH COURT OF JHARKHAND AT RANCHI
CMP. no. 1098 of 2025

Most. Eto Orain & Ors. ... Petitioners
Versus

Sukra Oraon & Ors. ... Opp. Parties

Coram: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Md. Azam, Adv.
Md. Afaque Rashidi, Adv.
For the OPs : Mr. Sanjay Kr. Thakur, Adv.

03 / 08.05.2026

I.A. no. 12647 of 2025

Heard the parties.

Learned counsel for the appellants submits that this interlocutory application has been filed with the prayer to condone the delay of 146 days in filing this civil miscellaneous petition for restoration of the S.A. no. 466 of 2018. It is further submitted that due to inadvertence on the part of the Advocate's clerk, cost of Rs. 8,000/- could not be deposited with JHALSA within peremptory period and the same resulted in delay but the mistake was neither willful nor deliberate but was due to an oversight. It is next submitted that unless the delay is condoned, the petitioners will be highly prejudiced.

Considering the facts and circumstances of the case, the delay of 146 days in filing the civil miscellaneous petition is condoned.

This interlocutory application is disposed of accordingly.

(ANIL KUMAR CHOUDHARY, J.)

CMP No. 1098 of 2025

Issue notice to the Opposite Party nos. 2 and 4.

The petitioners are directed to file requisites of notice through both processes i.e. under speed post as well as through the process of the Court, within four weeks, failing which, this petition shall stand dismissed without further reference to the Bench.

Rule is made returnable within six weeks.

In case, the requisites are filed, list this case after receipt of the service report of the notice issued to the said opposite parties.

(ANIL KUMAR CHOUDHARY, J.)

Dated 08.05.2026
Smita/-