

**[2025:JHHC:35690]**

**IN THE HIGH COURT OF JHARKHAND AT RANCHI**  
**Cr.M.P. No.2334 of 2025**

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Santosh Kumar Ojha, aged about 42 years, S/o- Dukhharan Ojha,  
resident of Shakti Nagar (Krishna Nagar), P.O. & P.S.- Giridih,  
District- Giridih (Jharkhand) ... Petitioner

Versus

1. The State of Jharkhand

2. Arvind Kumar Jha, aged about 46 Years, S/O Madan Kumar Jha,  
resident of Krishna Nagar, P.O. & P.S. Giridih, District Giridih  
(Jharkhand) ... Opposite Parties

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**CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY**

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For the Petitioner : Mr. Ajit Kr. Jha, Advocate  
For the State : Ms. Anuradha Sahay, Addl.P.P.

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**Order No:-03 Dated:-28-11-2025**

Heard the parties.

This miscellaneous petition has been filed by the petitioner with a prayer for restoration of Cr.M.P. No.3723 of 2023 its original file which stood dismissed for non-prosecution on 15.07.2025.

It is submitted by the learned counsel for the petitioner that Cr.M.P. No.3723 of 2023 stood dismissed for non-prosecution on 15.07.2025 by this Court. It is next submitted that the counsel for the petitioner could not mark the case in the list, hence, no one appeared before this Court when the said Cr.M.P. No.3723 of 2023 was called out resulting in dismissal of the said Cr.M.P. No.3723 of 2023 for non-prosecution. It is next submitted that non-prosecution before this Court on 15.07.2025 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.3723 of 2023 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.3723 of 2023 be restored to its original file.

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

Considering the aforesaid submission of the learned counsel for the petitioner, Cr.M.P. No.3723 of 2023 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.3723 of 2023 before the concerned Bench after a week.

This criminal miscellaneous petition is disposed of accordingly.

**(Anil Kumar Choudhary, J.)**

Dated- 28.11.2025-Animesh/