

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No. 2351 of 2020

1. Nagendra Tiwari					
2. Smt. Meena Devi					
3. Soni Kumari					
4. Nikki Kumari					
5. Uday Shankar Tiwari					
6. Daya Shankar Tiwari					
7. Sunil Prasad Singh			...		Petitioners
Versus					
1. Santosh Upadhyay					
2. The State of Jharkhand			...		Opposite Parties

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners	:	Mr. Tirtha Nandan Jha, Advocate
For the State	:	Mr. Rakesh Ranjan, A.P.P.

06/ 06.10.2021 This petition has been heard through Video Conferencing in view of the guidelines of the High Court taking into account the situation arising due to COVID-19 pandemic.

Learned counsel appearing for the petitioners submits that the informant is the son-in-law of petitioner Nos. 1 and 2 and petitioner Nos. 1 and 2 are father-in-law and mother-in-law of the informant-complainant and petitioner Nos. 3 and 4 are sisters-in-laws of the informant and petitioner Nos. 5 and 6 are not residing with petitioner Nos. 1 and 2 and they have no concern with family of petitioner Nos. 1 to 4. Learned counsel further submits that petitioner No. 7 is well-wisher of petitioner Nos. 1 to 4. He further submits that the informant-complainant has earlier filed complaint case No. 2502 of 2018, against all the family members, but the same was dismissed, vide order dated 21.12.2018 by the learned Judicial Magistrate, Dhanbad. He also submits that against the said order, Cr. Revision No. 18 of 2019 has been preferred before the learned Sessions Judge, Dhanbad, which was also dismissed by the judgment dated 25.04.2019. Learned counsel also submits that this is an abuse of the process of the Court.

Let notice be issued to the O.P. No. 1 under registered cover with A/D as well as by ordinary process, for which, requisites etc. must be filed within one week after reopening of the Court after Puja Holidays.

In the meantime, no coercive steps shall be taken against the petitioners, in connection with Complaint Case No. 1710 of 2019, pending in the Court of learned Judicial Magistrate, 1st Class, Dhanbad.

Post this matter on 03.02.2022.

(Sanjay Kumar Dwivedi, J.)