[2026:JHHC:30341]

IN THE HIGH COURT OF JHARKHAND AT RANCHI
Cr.M.P. No.2532 of 2026

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1. Mani Shankar Kumar, aged about 39 years, S/O Bishnu Deo Das
2. Bishnu Deo Das, aged about 65 years, S/O Shiv Prasad Das
3. Jata Shankar, aged about 37 years, S/O Bishnu Deo Das
4. Vikram Raj, aged about 31 years, S/O Bishnu Deo Das
5. Anjali Raj, aged about 28 years, D/O Bishnu Deo Das

All Residents of Shiv Vihar, Shanti Niketan Colony, North of Pharmacy College Road, Bailey Road, P.O. & P.S.- Danapur, Danapur, Dist Patna, Patna-801503 … Petitioners

Versus

1. The State of Jharkhand
2. Soni Priya, aged about 30 years, D/O Shri Shyam Kumar Prasad, R/O Quarter No.B/963 H.E.C. Colony Panchmukhi Mandir, Sector-2, P.O.- Dhurwa, P.S. Jagannathpur, District- Ranchi, Jharkhand

… Opposite Parties

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Petitioners : Mr. Aman Kumar, Advocate
For the State : Mr. Vishwanath Roy, Spl.P.P.
For the O.P. No.2 : None

Order No:-03 Dated:-09-10-2026

Heard the parties.

Though notice has validly been served upon the opposite party No.2 yet no one turns up on behalf of the opposite party No.2 in spite of repeated calls.

This criminal miscellaneous petition has been filed by the petitioners with the prayer for restoration of Cr.M.P. No.1752 of 2024 its original file which stood dismissed for non-prosecution on 09.04.2026.

It is submitted by the learned counsel for the petitioners that Cr.M.P. No.1752 of 2024 stood dismissed for non-prosecution on

09.04.2026 by this Court. It is next submitted that as the case number was inadvertently missed or incorrectly noted from the daily cause list by the counsel's clerk or staff, hence, no one appeared before this Court when the said Cr.M.P. No.1752 of 2024 was called out resulting in dismissal of the said Cr.M.P. No.1752 of 2024 for non-prosecution. It is next submitted that non-prosecution before this Court on 09.04.2026 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.1752 of 2024 and unless the same is restored to its original file, the petitioners will be highly prejudiced. Hence, it is submitted that Cr.M.P. No.1752 of 2024 be restored to its original file.

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

Considering the aforesaid submission of the learned counsel for the petitioners, Cr.M.P. No.1752 of 2024 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.1752 of 2024 before the concerned Bench after a week.

This criminal miscellaneous petition is disposed of accordingly.

(Anil Kumar Choudhary, J.)

Dated- 09.10.2026-Animesh/